

# Kansas Register

Bill Graves, Secretary of State

Vol. 10, No. 50    December 12, 1991    Pages 1755-1778

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## State of Kansas

## Legislature

## Interim Committee Schedule

The following committee meetings have been scheduled December 16-17:

Date	Room	Time	Committee	Agenda
December 16	123-S	10:00 a.m.	Joint Committee on KPERS	Committee review and action on final committee report, including draft legislation.
December 17	123-S	9:00 a.m.	Investment Practices	
December 16	514-S	10:00 a.m.	Joint Committee on State	<u>16th</u> : Project proposal review. <u>17th</u> : On tour—School for the Deaf, School for the Visually Handicapped.
December 17	Kansas City, Kansas	9:00 a.m.	Building Construction	
December 16	531-N	10:00 a.m.	Health Care Stabilization Fund Oversight Committee	Agenda not available.
December 16	519-S	10:00 a.m.	SRS Task Force	Continuation of committee discussion (if necessary).

Emil Lutz  
Director of Legislative  
Administrative Services

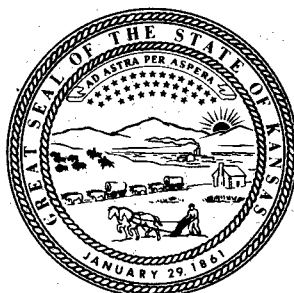
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**Bill Graves**  
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(913) 296-2236



**Register Office:**  
235-N, State Capitol  
(913) 296-3489

## State of Kansas

## State Fair Board

## Notice of Meeting

The State Fair Board will meet at noon Monday, December 16, in the board room of the administration building on the fairgrounds in Hutchinson. The meeting will continue December 17. For further information contact Deana Novak at (316) 669-3612.

Deana K. Novak  
Administrative Officer

Doc. No. 011376

## State of Kansas

## Attorney General

## Opinion No. 91-149

**Census—Population or Census Statistics; Applications—Census or Population Figures; Use in Application of Statutes; Rearrangement of County Commissioner Districts.**

**Counties and County Officers—County Commissioners; Powers and Duties—Rearrangement of Commissioner Districts; Census or Population Figures.** David C. VanParys, Leavenworth County Counselor, Leavenworth, November 21, 1991.

As a general rule, the board of county commissioners must use the most recent population figures available from the United States Bureau of the Census as certified to the Secretary of State by the Division of Budget on July 1 when the board reapportions the county commissioner districts pursuant to K.S.A. 19-204. Alternatively, the board may rely on the population figures derived through an actual census of the county conducted pursuant to K.S.A. 11-202. The board may not exclude a portion of the population in fulfilling its duties and obligations under K.S.A. 19-204. Cited herein: K.S.A. 11-101 (repealed, 1979); K.S.A. 1990 Supp. 11-201; K.S.A. 11-202; K.S.A. 1990 Supp. 11-204; 11-205; 11-208; K.S.A. 19-204; L. 1978, ch. 55, § 2, 5. RDS

## Opinion No. 91-150

**State Departments; Public Officers and Employees—Public Officers and Employees; Open Public Meetings—Applicability to Meetings of Private Corporation Whose Board Members Also Serve on a Public Board.** Charles Zimmerman, City Attorney, Junction City, November 21, 1991.

It is our opinion that the private corporation known as "The Spirit of '76, Inc." is not in itself subject to the provisions of the Kansas open meetings act (KOMA) set forth at K.S.A. 75-4317 *et seq.* However, when members of this corporation's board are also members of a board for a public agency which is subject to the KOMA, the prearranged gatherings by a majority of a quorum of the public body are subject to the KOMA if the topic of discussion is the business or affairs of the public body. Cited herein: K.S.A. 75-4317; 75-4317a; 75-4318. TMN

## Opinion No. 91-151

**Public Health—Examination and Registration of Cosmetologists and Beauty Shops—Salon or Clinic License.** Eileen Hassett, Executive Director, Kansas State Board of Cosmetology, Topeka, November 26, 1991.

A licensed cosmetologist may lawfully practice cosmetology only in a licensed salon, a "home shop" which is in compliance with applicable regulations, a licensed hospital, nursing home, rest home or an invalid's home. Accordingly, a licensed cosmetologist may not lawfully practice the profession of cosmetology in an unlicensed area of a shopping mall. Cited herein: K.S.A. 1990 Supp. 65-1901; 65-1902; 65-1904a; 65-1908; 65-1909; K.S.A. 77-502. CN

## Opinion No. 91-152

**Public Utilities—Miscellaneous Provisions—Citizens' Utility Ratepayers Board.** Dr. Stanley Ollar, Jr., Chairperson, Citizens' Utility Ratepayers Board, Topeka, November 26, 1991.

Short of legislative directive indicating how CURB should contract for professional services, CURB should comprise its negotiating committee pursuant to the general statute, K.S.A. 75-3799. Cited herein: K.S.A. 1990 Supp. 66-1222, 66-1225, as amended by L. 1991, ch. 205 §§ 1 and 2; K.S.A. 66-1513; 75-3799. GE

## Opinion No. 91-153

**Elections—Election Campaign Finance; General—Contributions to Legislators and Candidates for Legislature Between January 1 and May 15 by Lobbyists and Political Committees Prohibited.** Representative Joann Flower, 47th District, Oskaloosa, December 2, 1991.

K.S.A. 1990 Supp. 25-4153a prohibits contributions (to legislators, candidates for legislative seats, and their committees) by registered lobbyists or political committees while the legislature is in session. This prohibition is not a violation of First Amendment rights of free speech and freedom of association. Cited herein: K.S.A. 1990 Supp. 25-4153a; U.S. Const., First Amend. TRH

## Opinion No. 91-154

**Counties and County Officers—County Attorney—Holding Other Office.** Rodney H. Symmonds, Lyon County Attorney, Emporia, December 3, 1991.

The county attorney is statutorily prohibited from holding the position of county zoning administrator, as it is a county office. Cited herein: K.S.A. 19-705. MJS

Robert T. Stephan  
Attorney General

Doc. No. 011384

## State of Kansas

## State Emergency Response Commission

## Notice of Meeting

The State Emergency Response Commission will meet at 9 a.m. Thursday, December 19, at the Kansas Department of Emergency Preparedness, Conference Room 11, 2800 Topeka Blvd., Topeka.

Azzie Young  
Secretary of Health  
and Environment

Doc. No. 011375

## State of Kansas

## University of Kansas

## Notice to Bidders

Sealed bids for the items listed below will be received by the University of Kansas Purchasing Office, Lawrence, until 2 p.m. local time on the date indicated and then will be publicly opened. Interested bidders may call (913) 864-3416 or FAX (913) 864-3454 for additional information.

January 3, 1992

RFQ 92 0613

Computer workstation, including hardware,  
software and accessories

RFQ 92 0618

Flow injection analysis system

Gene Puckett, L.C.P.M.  
Director of Purchases

Doc. No. 011382

## State of Kansas

Department of Administration  
Division of Purchases

## Notice to Bidders

Sealed bids for the purchase of the following items will be received by the Director of Purchases, Landon State Office Building, 900 S.W. Jackson, Room 102, Topeka, until 2 p.m. C.S.T. on the date indicated and then will be publicly opened. Interested bidders may call (913) 296-2377 for additional information.

Monday, December 23, 1991

90637

Kansas State University—DDT disposal services  
90654

Department of Wildlife and Parks—Native grass  
seed, various locations

Thursday, December 26, 1991

27226

Kansas Correctional Industries—Lead-free paint  
pigment

28658

Osawatomie State Hospital—Hazardous waste  
removal services

90639

Department of Social and Rehabilitation Services—  
AFDC cash grant window envelope

90653

University of Kansas—Recycled offset

Friday, December 27, 1991

27474

University of Kansas Medical Center—February  
(1992) meat products

27516

Statewide—February (1992) meat products

27524

University of Kansas—February (1992) meat  
products

27547

Kansas Correctional Industries—Alkyd resin for  
traffic paint

90664

Kansas State University—Electronic photographic  
equipment

90669

Hutchinson Correctional Facility—CCTV  
equipment

90673

University of Kansas Medical Center—  
Spectrophotometer, UV-VIS scanner

Tuesday, December 31, 1991

28329

Department of Administration, Division of  
Personnel Services—Employee assistance counseling  
and referral

Thursday, January 2, 1992

90631

University of Kansas Medical Center—Front deck  
mowers

90665

Kansas Commission on Veterans Affairs, Kansas  
Soldiers' Home—Station wagon, Fort Dodge

\*\*\*\*\*

## Request for Proposals

Thursday, December 26, 1991

28659

Factor analysis type patient classification system  
for the University of Kansas Medical Center

Tuesday, December 31, 1991

28329

Employee assistance counseling and referral for  
the Department of Administration, Division of  
Personnel Services

Wednesday, January 15, 1992

Furnish and install lock system for the Department  
of Transportation statewide

Jack R. Shipman  
Director of Purchases

Doc. No. 011381

State of Kansas

Department of Administration

Public Notice

Under requirements of K.S.A. 1990 Supp. 65-34,117(b), records of the Division of Accounts and Reports show the unobligated balance in the petroleum storage tank release trust fund is \$6,359,984.39 at November 30, 1991.

James R. Cobler  
Secretary of Administration

Doc. No. 011372

(Published in the Kansas Register, December 12, 1991.)

IN THE EIGHTEENTH JUDICIAL DISTRICT  
DISTRICT COURT, SEDGWICK COUNTY, KANSAS  
CIVIL DEPARTMENT

CITY OF WICHITA, KANSAS, AND  
SOUTHWEST NATIONAL BANK OF  
WICHITA, KANSAS,

Plaintiffs,

-vs-

ASI, INC., QMI AEROSPACE, INC.,  
f/k/a QUALITY MANUFACTURERS, INC.,  
JAMES M. REGAN, PHILLIP G. REGAN,  
JOSEPH P. CAIRO, and  
THOMAS P. REGAN, M.D.,

Defendants.

Case No.  
91 C 707

PURSUANT TO K.S.A. CHAPTER 60

NOTICE

THE STATE OF KANSAS TO ALL PERSONS CONCERNED:

RE: City of Wichita, Kansas  
Industrial Revenue Bonds  
Series X, 1985 & Series XI, 1986  
(A.S.I., Inc. Project)

You are hereby notified that the Southwest National Bank, Trustee for the City of Wichita, Kansas, has noticed out a settlement offer by the Defendants in the above referenced caption. Such settlement, if it meets with no objection by the bondholders, will conclude the litigation between the Southwest National Bank, as Trustee for the City of Wichita, and all the Defendants. The proposed settlement is outlined in a November 26, 1991 letter, which states as follows:

CITY OF WICHITA, KANSAS  
INDUSTRIAL REVENUE BONDS  
(A.S.I., Inc. Project)  
SERIES X, 1985 \$2,150,000  
DATED JULY 1, 1985  
SERIES XI, 1986 \$1,000,000  
DATED DECEMBER 1, 1986

November 26, 1991

NOTIFICATION OF SETTLEMENT PROPOSAL  
AND REQUEST FOR BONDHOLDER RESPONSE

Dear Bondholder:

As you are aware from previous correspondence, the

law suit regarding the disposition of the insurance proceeds and the Judgment against the company and guarantors is presently on appeal with the Kansas Court of Appeals.

In an effort to terminate ongoing legal and other expenses, both for themselves as Defendants and the bondholders, the Defendants have offered, as a settlement proposal, to give up any right they have in insurance proceeds as a result of Judge Anderson's ruling at the time of Trial in June. As you may remember, Judge Anderson ruled that the company had the right to the insurance proceeds from the fire in January of 1991, while at the same time, Judge Anderson allowed a Judgment against the company and guarantors for the full amount of the debt. That threw the whole matter into the Appellate Court where the case rests now.

The Defendants offer to settle this matter at this point and time would mean that *every bondholder would receive the full principal on his or her bond plus \$150.00.*

In real dollars, this would translate to approximately \$5,150.00 for each bond with the understanding that the bondholders who hold matured but unpaid bonds from the 1989 settlement, who previously have received \$1,250.00 in the repayment of principal, would receive in this settlement approximately \$3,900.00 which would equate to \$5,000.00 for their bond plus \$150.00.

This agreement is subject to approval by all of the bondholders. It is very important that you let the Southwest National Bank know by *December 20, 1991*, whether you wish to accept this settlement.

I have followed this litigation from the inception and am familiar with the matters on appeal and the probabilities of ultimate success. In my judgment, the settlement proposal is beneficial to the bondholders and I would recommend that each bondholder give his or her approval.

Please fill out the enclosed ballot indicating whether you want to accept this proposed settlement and return the ballot to the Southwest National Bank no later than *December 20, 1991*. Due to the nature of this settlement, the parties will need 100% acceptance by the bondholders. If the Southwest National Bank does not receive a ballot from a registered bondholder by the acceptance date, it will consider that bondholder as voting for acceptance of this settlement proposal.

If you are holding the bonds for someone else, it is very important that you forward this information along with the ballot to the owner, so that he or she can make appropriate response. Please do not neglect to respond.

The following discussions presented are in order to assist you in your decision. Please feel free to consult with your own attorney or financial advisor if you so desire.

I. CASE STATUS

In June, 1991, the Southwest National Bank, as bond Trustee (the "Trustee") and the City of Wichita obtained a Judgment in Sedgwick County District Court in the amount of \$1,322,092.64, plus \$359.95 interest

(continued)

per day from June 20, 1991. That Judgment is enforceable against any or all of the Defendants, A.S.I., Inc., QMI Aerospace, Inc., James M. Regan, Phillip G. Regan, Joseph P. Cairo and Thomas P. Regan, M.D. The Defendants have filed an appeal of that Judgment with the Kansas Court of Appeals.

In granting the Judgment, the District Court Judge also ruled that the Defendants have the right to use \$1,148,890.39 of insurance money paid on account of the January, 1991 fire, which damaged the bond facility, to rebuild the facility instead of using that money to repay their bond debt. The amount of insurance money is \$1,148,890.39. The Trustee and the City have filed a cross-appeal of that portion of the Judge's ruling. The Judge did not rule on whether the Trustee can file execution on the insurance money to collect the Judgment on behalf of the bondholders. In the event the money Judgment is upheld on appeal, the Trustee intends to attempt to execute on the insurance money in collecting the Judgment.

The Appellate Court will probably not be in a position to issue a ruling until late summer or early fall of 1992. No money can be collected on behalf of the bondholders until the appeal has been resolved. In the meantime, interest is accruing at the rate of \$359.95 per day. We believe that the chances of prevailing on appeal and realizing a full recovery from the Defendants are favorable, however, there is no guarantee that this will happen. In any event, the earliest the bondholders could receive any money would be late next year if this settlement proposal is rejected, the appeal is won and collection efforts are successful.

## II. SETTLEMENT PROPOSAL

### A. Payment

The Defendants have proposed to dismiss the appeal and to use the insurance money plus all other bond funds held by the Trustee as payment in full of the bond debt. The amount presently held by the Trustee is \$1,247,241.20. Under the terms of the proposed settlement, such amount, less winding up fees and expenses, would be distributed to the bondholders. We would expect this payment to be made within 10 days of final approval of this settlement. The Trustee will require each bondholder to surrender his or her bonds prior to payment. If this settlement is accepted, the Trustee and bondholders counsel would resign their duties at the time payment is made to the bondholders.

### B. Bankruptcy Risk

Please note that the enclosed Agreement of Release provides that the Defendants will execute a Hold Harmless Agreement. The reason for this provision is that if a bankruptcy is filed within one year of the payment to the bondholders, the Trustee in Bankruptcy could make a claim against the bondholders for return of that money on the basis that it was preferential. The purpose for not releasing the Defendants until the preference period has passed is to allow the bondholders to look to individual guarantors to defend any bankruptcy action seeking the return of the settlement payment. If the one-year period passes without a bankruptcy having been filed, all Defendants will

be released from any further liability to the bondholders. If it is necessary to litigate the preference question in Bankruptcy Court, and if the guarantors do not meet their obligation, the responsibility will fall on the bondholders and their own private counsel at the bondholders own expense because the bond Trustee and bondholders counsel will have resigned by that time. All bondholders should be aware of this potential risk.

Warren G. Jones  
MALONE, DWIRE AND JONES  
305 W. Central PO Box 1082  
Wichita, Kansas 67201  
(316) 265-4248  
Attorneys for Bondholders

## SETTLEMENT AGREEMENT

THIS SETTLEMENT AGREEMENT is entered into this 15th day of November, 1991, by and among CITY OF WICHITA, KANSAS ("City"), SOUTHWEST NATIONAL BANK OF WICHITA, KANSAS, AS TRUSTEE FOR CITY OF WICHITA INDUSTRIAL REVENUE BONDS SERIES X, 1985 AND SERIES XI, 1986 ("Bank"), A.S.I., INC. ("A.S.I."), QMI AEROSPACE, INC., f/k/a Quality Manufacturers, Inc. ("QMI"), JAMES M. REGAN, PHILLIP G. REGAN, JOSEPH P. CAIRO, and THOMAS P. REGAN, M.D.

## RECITALS

A. City and Banks are plaintiffs, and the other parties to this Agreement are defendants, in Case No. 91 C 707 in the Eighteenth Judicial District, District Court, Sedgwick County, Kansas, styled *City of Wichita, Kansas et al. v. A.S.I., Inc. et al.*

B. On June 23, 1991, a Journal Entry of Judgment was entered in Case No. 91 C 707, wherein City and Bank were granted judgment against the other parties to this Agreement in the amount of \$1,322,092.07, plus interest to June 20, 1991, in the amount of \$71,839.57, plus interest from June 20, 1991, until paid at the rate of \$359.95 per day. The Judgment represented by this Journal of Entry of Judgment shall be referred to hereinafter as the "Judgment."

C. Bank holds funds in various bond accounts for the Series X, 1985 Bonds and the Series XI, 1986 Bonds which accounts are designated Principal and Interest and Bond Reserve Accounts, and Project Replacement Fund. As of November 15, 1991, the total amount held in these bond accounts is \$1,247,180.76. All money held in said bond accounts, together with interest accrued thereon, less any unpaid expenses incurred by the Bank, shall be referred to hereinafter as the "Bond Money."

D. All parties have filed appeals from the Judgment which appeals are pending.

E. The parties desire to settle Case No. 91 C 707, and the appeals from the Judgment entered thereon, on the terms set forth herein.

## AGREEMENT

In consideration of the premises and the mutual covenants contained herein, the parties agree as follows:

1. Upon execution of this Agreement and receipt of

the necessary bondholder approval as set out in ¶ 3 herein, QMI shall cause cashiers checks to be issued by \_\_\_\_\_ to the registered owners of the Bonds for their pro rata portion of the amount equal to the Bond Money. The Bank shall provide to QMI the names of the registered owners and the amount to be paid to each registered owner. The cashiers checks shall be delivered to the Bank and the Bank shall cause the cashiers checks to be delivered to the registered owners of said Bonds in accordance with the Bank's usual practice and procedures.

2. Upon receipt of the cashiers checks as described above, the Bank shall transfer the Bond Money to QMI. At the same time, the parties shall execute the Dismissal of Appeal, Release of Claims and Hold Harmless Agreement in substantially the forms attached hereto. The Bank shall cause the Dismissal of Appeal to be filed with the Court of Appeals and shall file a satisfaction of Judgment with the Sedgwick County District Court. The Bank and City shall take all necessary steps to vest title to the Bond Project in ASI in the spirit of the procedures set forth in the Bond Lease and Indenture, and to release the lien pursuant to the Security Agreement Financing Statement dated July 19, 1991.

3. This Agreement is conditioned upon the necessary approval of the registered owners of City of Wichita Industrial Revenue Bonds Series X, 1985 and Series XI, 1986. City and Bank shall use their best efforts to obtain such approval. In the event the necessary bondholder approval is not obtained within 30 days of the execution of this Agreement, all parties' obligations hereunder shall cease, and this Agreement shall be of no further force and effect. While bondholder approval is pending, the parties shall cooperate in taking such actions as are necessary to preserve all parties' appeals from the Judgment, including without limitation the application for extensions of any briefing or other deadlines.

IN WITNESS WHEREOF, the parties have executed this Agreement the date first written above.

CITY OF WICHITA, KANSAS

SOUTHWEST NATIONAL BANK  
OF WICHITA, KANSAS,  
AS TRUSTEE

By: s/s Elizabeth Harlenske  
Name: Elizabeth Harlenske  
Title: Assistant City Attorney

By: s/s Richard A. King  
Name: Richard A. King  
Title: President & Sr. Trust Officer

A.S.I. INC.

QMI AEROSPACE, INC.

By: s/s James M. Regan  
Name: James M. Regan  
Title: President

By: s/s James M. Regan  
Name: James M. Regan  
Title: President

s/s James M. Regan  
JAMES M. REGAN

s/s Phillip G. Regan  
PHILLIP G. REGAN

s/s Joseph P. Cairo  
JOSEPH P. CAIRO

s/s Thomas P. Regan  
THOMAS P. REGAN, M.D.

Doc. No. 011373

(Published in the Kansas Register, December 12, 1991.)

**Notice of Bond Sale**  
**\$151,000**  
**General Obligation Bonds**  
**Series 1992A**  
**of the**  
**City of Meriden**  
**Jefferson County, Kansas**

The city of Meriden, Jefferson County, Kansas, will receive sealed bids at Meriden City Hall until 7 p.m. C.D.T. on January 8, 1992, for \$151,000 par value General Obligation Bonds, Series 1992A, of the city, at which time and place such bids will be publicly opened. No oral or auction bids will be considered by the governing body.

**Terms of the Bonds**

The bonds will be dated January 1, 1992, and will mature serially on October 1 in the years and in the amounts set forth below. The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as provided herein. The bonds will consist of fully registered certificated bonds, each in the denomination of \$5,000 or integral multiples thereof not exceeding the principal amount of bonds maturing in the same year except one bond which shall be in the denomination of \$6,000. Interest will be payable April 1, 1993, and thereafter semiannually on April 1 and October 1 of each year until their respective maturities.

The principal of the bonds will be payable at the office of the Kansas State Treasurer (the paying agent and bond registrar) to the registered owners thereof upon presentation of the bonds for payment and cancellation. Interest on the bonds will be payable by check or draft of the paying agent to the registered owners appearing on the books maintained by the bond registrar as of the 15th day of the month preceding each interest payment date (the record dates). The fees of the bond registrar for registration and transfer of the bonds will be paid by the city.

The bonds will not be subject to prior redemption and will mature serially as follows:

Principal Amount	Maturity Date
\$16,000	October 1, 1993
15,000	October 1, 1994
15,000	October 1, 1995
15,000	October 1, 1996
15,000	October 1, 1997
15,000	October 1, 1998
15,000	October 1, 1999
15,000	October 1, 2000
15,000	October 1, 2001
15,000	October 1, 2002

**Conditions of Bids**

Bids will be received for the bonds bearing such rate or rates of interest as may be specified by the bidder. The same rate will apply to all bonds of the same maturity. Each interest rate specified will be in an even multiple of  $\frac{1}{8}$  or  $\frac{1}{20}$  of 1 percent. The difference between the highest and lowest rates specified in any

(continued)



bid will not exceed 2.5 percent. No interest rate will exceed the maximum interest rate allowed by Kansas law; said rate being the index of treasury bonds published in the weekly Muni Week, f/k/a Credit Markets, in New York, New York, on the Monday next preceding the day on which the bonds are sold, plus 2 percent. No bid of less than par and accrued interest will be considered. Bids for less than the entire issue of bonds will not be considered.

#### **Bid Form and Good Faith Deposit**

Bids will be submitted on the official bid form furnished by and secured from the city clerk and will be addressed to the city at City Hall, 103 N. Main, Meriden, KS 66512, Attention: City Clerk, Julie Ross, and will be plainly marked "Bond Bid." No changes to said form are authorized; changes or erasures thereon may cause rejection of any bid. Each bid will specify the total interest cost to the city on the basis of such bid and the average annual net interest rate on the basis of such bid. The net interest cost to the city will be determined by subtracting the amount of the premium, if any, from the total interest cost upon all the bonds from their date until their respective maturities and will be stated as a dollar amount in the bid. The city will be entitled to rely on such dollar amount as stated in the bid as the basis of determining the lowest net interest cost. If there is any discrepancy between the said net interest cost and the average annual interest rate specified, the specified net interest cost will govern and the rates specified in the bid will be adjusted accordingly.

All bids must state: (1) the total interest cost of the bid; (2) the premium, if any; (3) the net interest cost of the bid; and (4) the average annual interest rate. All of said information shall be certified by the bidder to be correct, and the city will be entitled to rely on the certification of correctness by the bidder. Each bid must be accompanied by a certified or cashier's check equal to 2 percent of the total amount of the bid and shall be payable to "Treasurer, Meriden, Kansas." In the event a bidder whose bid is accepted shall fail to perform under the contract for the purchase of the bonds from the city, said deposit shall be retained by the city as liquidated damages. All checks of unsuccessful bids will be returned promptly. No interest will be paid upon the deposit made by the successful bidder.

#### **Award of Bids**

The sealed bids for the bonds will be opened publicly and only at the time and place specified in this notice. The city reserves the right to reject any and all of the bids and to waive any irregularities. Unless all bids are rejected, the bonds will be awarded to the bidder whose proposal results in the lowest net interest cost to the city.

#### **Delivery of the Bonds**

The bonds, duly printed, executed and registered, will be furnished and paid for by the city. The bonds will be sold subject to the unqualified approving opinion of Jonathan P. Small, Chartered, bond counsel, of Topeka, Kansas, a copy of whose opinion will be

printed on the reverse side of each bond. Manually signed originals of the opinion will be furnished without expense to the purchaser of the bonds at the delivery thereof. The cost of this legal opinion and the expense of printing the bonds will be paid by the city. Said legal opinion will contain a statement to the effect that the bonds constitute a general obligation of the city payable as to both principal and interest from ad valorem taxes which may be levied without limitation as to rate or amount upon all of the taxable tangible property within the territorial limits of the city. The opinion will also address the exclusion from federal and Kansas income taxation of the interest on the bonds.

The denomination of the bonds and the names, addresses and Social Security or taxpayer identification numbers of the registered owners to be shown on the bonds initially delivered shall be submitted in writing by the successful bidder to the city and bond registrar not later than 5 p.m. C.D.T. on January 28, 1992. In the absence of such information, the city will deliver the bonds in the denomination of each maturity registered in the name of the successful bidder.

The successful bidder shall furnish the city by not later than the date of delivery of the bonds a certificate acceptable to city's bond counsel which sets forth the initial reoffering price of the bonds to the public.

The purchaser will be furnished with a complete transcript of proceedings evidencing the authorization and issuance of the bonds and the usual closing proofs, which will include a certificate that there is no litigation pending or threatened at the time of delivery of the bonds affecting their validity. Payment for the bonds will be made in immediately available funds. Delivery of the bonds will be made to the successful bidder on or before February 10, 1992, at any bank in the state of Kansas or Kansas City, Missouri, at the expense of the city. Delivery elsewhere will be made at the expense of the purchaser. The purchase price, together with any premium and accrued interest from the date of the bonds to the date of delivery, will be paid at delivery or the good faith deposit will be forfeited.

#### **Tax Exemption and Qualified Tax-Exempt Obligations**

It is the opinion of the bond counsel that provided the city complies at all times with the bond ordinance and applicable existing law, the interest on the bonds is: (1) excludable from gross income for federal income tax purposes, and (2) is not an item of tax imposed on individuals and corporation. However, such interest with respect to corporations as defined for federal income tax purposes is taken into account in determining adjusted net book income (adjusted current earnings for taxable years ending after December 31, 1989) for the purpose of computing the alternative minimum tax imposed on such corporations. The exclusion identified in the preceding clause (1) is subject to compliance by the city with all requirements of the Internal Revenue Code of 1986, as amended, which must be satisfied subsequent to issuance of the bonds in order for the interest on the bonds to qualify for such exclusion. Failure to comply with certain of such requirements could cause the interest on the bonds to be so included



in federal gross income retroactive to the date of issuance of the bonds. The city will covenant to comply with all such requirements. Bond counsel expresses no opinion regarding other federal tax consequences arising with respect to the bonds.

Prospective bidders for the purchase of the bonds should be aware that: (1) Section 265 of the code denies a deduction for interest on indebtedness incurred or continued to purchase or carry the bonds, or, in the case of a financial institution within the meaning of Section 265(b)(5) of the code, that portion of a bondholder's interest expense allocable to the interest on the bonds; (2) with respect to insurance companies subject to the tax imposed by Section 831 of the code, for taxable years beginning after December 31, 1986, Section 832(b)(5)(B)(i) of the code reduces the deduction for loss reserves by 15 percent of the sum of certain items, including interest on the bonds; (3) for taxable years beginning after December 31, 1986, and prior to January 1, 1992, interest earned on the bonds by some corporations could be subject to the environmental tax imposed by section 59A of the code; (4) for taxable years beginning after December 31, 1986, the interest earned on the bonds by certain foreign corporations doing business in the United States could be subject to a branch profits tax imposed by Section 884 of the code; (5) passive investment income, including interest on the bonds, may be subject to federal income taxation under Section 1375 of the code for Subchapter S corporations that have Subchapter C earnings and profits at the close of the taxable year if more than 25 percent of the gross receipts of such Subchapter S corporation is passive investment income; and (6) Section 86 of the code requires recipients of certain Social Security and Railroad Retirement benefits to take into account in determining gross income, receipts or accruals of interest on the bonds. These categories of prospective bondowners should consult their own tax advisers as to the applicability of any of these consequences.

The bonds are exempt from intangible personal property taxes levied by Kansas counties, cities and townships. Interest on the bonds is excludable from the computation of Kansas adjusted gross income whether or not included in federal adjusted gross income.

The city will covenant to take such actions as are necessary to designate the bonds as "qualified tax-exempt obligations" within the meaning of Section 265(b)(3) of the code, and, in the case of certain financial institutions within the meaning of Section 265(b)(5) of the code, a deduction is allowed for 80 percent of that portion of such financial institution's interest expense allocable to interest on the bonds.

#### Purpose and Security for the Bonds

These bonds are being issued pursuant to K.S.A. 12-618 *et seq.*, K.S.A. 12-621 *et seq.*, and K.S.A. 10-101 *et seq.* as amended and supplemented thereto for the purpose of financing the cost of certain sewage system and sewage disposal works and all things necessary and incidental thereto.

The bonds and the interest thereon shall constitute

general obligations of the city and shall be payable as to both principal and interest from ad valorem taxes which may be levied without limitation as to rate or amount upon all the taxable tangible property within the territorial limits of the city.

#### Assessed Valuation and Bonded Indebtedness

The city's equalized assessed valuation of the taxable tangible property within the city for the year 1991 for the computation of limits upon bonded indebtedness is:

Assessed Valuation .....	\$1,744,560
Taxable Value of Motor Vehicles .....	\$ 506,016
Equalized Assessed Tangible Valuation for Computation of Bonded Debt Limitation .....	\$2,250,576

The total general obligation bonded indebtedness of the city as of this date is \$157,000, including \$137,000 in temporary notes which will be paid off with this proposed issue of bonds. Said indebtedness does not include this \$151,000 proposed issue of bonds.

#### Official Information

Additional copies of this notice of bond sale, the official bid form and further information may be received from the city clerk, Julie Ross, (913) 484-3450, at the address provided below or from bond counsel, Jonathan P. Small, 400 S.W. 8th, Suite 304, Topeka, KS 66603, (913) 234-3686.

Dated December 5, 1991.

Julie Ross  
City Clerk  
103 Main St.  
Meriden, KS 66512

Doc. No. 011386

#### State of Kansas

#### Department of Health and Environment

#### Notice of Hearing on Proposed Administrative Regulations

The Kansas Department of Health and Environment will conduct a public hearing at 1:30 p.m. Wednesday, January 15, in the auditorium of the Topeka-Shawnee County Health Department, 1615 S.W. 8th, Topeka. The purpose of this hearing is to consider the following:

1. The proposed adoption of one new hazardous waste management regulation, K.A.R. 28-31-10a (off-site hazardous waste treatment fees); and
2. the proposed revocation of one existing hazardous waste management regulation, K.A.R. 28-31-8a (treatment of hazardous waste for energy recovery).

**K.A.R. 28-31-10a. Off-site hazardous waste treatment fees.** This new proposed regulation implements provisions of House Bill 2021 passed by the 1991 Kansas Legislature. This regulation establishes a schedule of fees to be paid by hazardous waste facilities which treat hazardous wastes generated off-site or perform

(continued)

treatment of hazardous wastes generated off-site for material or energy recovery. Each hazardous waste facility treating hazardous waste generated off-site would be required to pay \$10 per ton of waste treated up to a maximum of \$200,000 per year. Each facility treating hazardous wastes for material or energy recovery would be required to pay 50 cents per ton of waste treated up to a maximum of \$50,000 per year. Facilities would be required to make quarterly payment of the fees assessed under this regulation. Facilities also would be required to submit quarterly reporting forms supplied by the department stating the total weight of hazardous wastes treated and providing verification that a treatment process qualified as material or energy recovery when applicable.

This regulation will have an economic impact upon four industries in the private sector. The state's single commercial hazardous waste incineration facility will be subject to the \$10 per ton fee and the several cement kilns which burn hazardous wastes as supplemental fuels will be subject to the 50 cents per ton fee. The cumulative annual fees per facility will be limited to the maximums established by statute. It is not anticipated that this regulation will have a significant economic impact upon the general public.

**K.A.R. 28-31-8a. Treatment of hazardous waste for energy recovery.** It is proposed that this regulation be revoked. The regulation set specifications for determining when methods of processing hazardous waste constituted hazardous waste treatment as opposed to energy recovery. The promulgation of recent federal regulations have rendered the provisions of this regulation unnecessary and potentially conflicting.

This revocation will not have an economic impact upon either the private sector or the general public.

Copies of the regulations and the complete economic impact statement may be obtained by contacting John Mitchell, Kansas Department of Health and Environment, Bureau of Air and Waste Management, Building 740, Forbes Field, Topeka 66620. Questions pertaining to the proposed rule-making action should be directed to John Mitchell at (913) 296-1608.

The time period between the publication of this notice and the scheduled hearing constitutes a public comment period for the purpose of receiving written public comments on the proposed regulations. All interested parties may submit written comments prior to the hearing to the hearing officer, Jan Sides, Kansas Department of Health and Environment, Building 740, Forbes Field, Topeka 66620. All interested parties also will be given reasonable opportunity during the hearing to present their views, orally or in writing, concerning the adoption of the regulations. Following the hearing, all written and oral comments submitted will be considered as the basis for making changes to the regulations.

Azzie Young  
Secretary of Health  
and Environment

Doc. No. 011379

## State of Kansas

### Department of Health and Environment

#### Notice of Hearing on Proposed Administrative Regulations

The Kansas Department of Health and Environment will conduct a public hearing at 1:30 p.m. Friday, January 17, in the third floor auditorium of the Kansas City-Wyandotte County Health Department, 619 Ann Ave., Kansas City, Kansas. The purpose of this hearing is to consider the adoption of the following:

1. Proposed amendments to existing air pollution control regulations, K.A.R. 28-19-17 through 28-19-17l (prevention of significant deterioration of air quality), K.A.R. 28-19-19 (continuous emission monitoring), K.A.R. 28-19-63 (automobile and light duty truck surface coating), and K.A.R. 28-19-73 (surface coating of miscellaneous metal parts and products and metal furniture); and
2. Proposed adoption of new air pollution control regulation, K.A.R. 28-19-14c (conditional approvals to construct and operate a portable stationary source), and 28-19-17m through 28-19-17q (prevention of significant deterioration of air quality).

**K.A.R. 28-19-14c. Conditional approvals to construct and operate a portable stationary source.** This new proposed regulation modifies requirements under existing regulation K.A.R. 28-19-14 (permits required) and provides a means to avoid the unnecessary time delays associated with the process of obtaining a pre-construction approval or permit when pre-manufactured sources are trying to meet time-dependent contract requirements. A source would be eligible for a conditional approval or permit only if one or more similar, pre-manufactured sources have previously gone through the permitting process, including permit application review and public participation, and the department has determined that such sources can operate in compliance with applicable air quality standards and regulations. This regulation authorizes a conditional approval only to construct and operate portable stationary sources. These sources also will be required to obtain a permanent permit.

This regulation will not have an economic impact upon the general public. The regulation provides an option to portable sources that can reduce problems complying with rigid contractual deadlines and the need to relocate facilities. This additional flexibility should result in reduced expenditures to the industries affected.

**K.A.R. 28-19-17 through 28-19-17q. Prevention of significant deterioration of air quality.** These proposed amendments modify the existing provisions of K.A.R. 28-19-17 through 28-19-17l and add new regulations K.A.R. 28-19-17m through 28-19-17q (the prevention of significant deterioration - "PSD" regulations) and adopt by reference the federal regulations applicable to the affected sources. These amendments do not alter the manner in which the department administers the PSD program, but clarify

these requirements as consistent with the comparable federal requirements.

Since the proposed changes are clarifying and not substantive, there will be no economic impact upon the private sector or the general public.

**K.A.R. 28-19-19. Continuous emission monitoring.** This proposed amendment revokes the existing provisions of K.A.R. 28-19-19(1)(4) and adopts the federal procedures for converting continuous emissions monitoring (CEM) data. This change will make this test method consistent with the federal procedures and provide additional flexibility to the affected sources in completing these tests.

The changes to this regulation will not have an economic impact upon the private sector or the general public.

**K.A.R. 28-19-63. Automobile and light duty truck surface coating.** These proposed amendments clarify requirements that are now in effect by adopting an industry standard procedure for demonstrating continual compliance with organic vapor emission requirements. This new procedure will provide an alternative compliance demonstration method and will add flexibility to these requirements.

The changes to this regulation will not have an economic impact upon the general public. The additional compliance demonstration option may result in a slight positive economic impact upon the private sector.

**K.A.R. 28-19-73. Surface coating of miscellaneous metal parts and products and metal furniture.** The proposed amendment to K.A.R. 28-19-73(c)(3) will increase the limit for the volatile organic content of coatings applied to the interior of metal pails and drums. The present regulation limits VOC emissions to 3.5 pounds per gallon of coating, and the proposed revision will raise this limit to 4.3 pounds per gallon of coating. Lower VOC coatings are not commercially available to the industry for extreme performance applications. The other changes to the regulation are intended only to clarify federal requirements that are now in effect and to specify the procedures for demonstrating compliance with this regulation.

The proposed amendments to this regulation will not have an economic impact upon the general public. Since this amendment authorized the continued use of commercially available extreme performance coatings in lieu of making major process changes, this proposed revision will have a positive economic impact for the few industries which are affected.

Copies of the regulations and the complete economic impact statement may be obtained by contacting John Mitchell, Kansas Department of Health and Environment, Bureau of Air and Waste Management, Building 740, Forbes Field, Topeka 66620. Questions pertaining to the proposed rule-making action should be directed to John Mitchell at (913) 296-1608.

The time period between the publication of this notice and the scheduled hearing constitutes a public comment period for the purpose of receiving written public comments on the proposed new and amended regulations. All interested parties may submit written comments prior to the hearing to the hearing officer,

Tom Gross, Kansas Department of Health and Environment, Building 740, Forbes Field, Topeka 66620. All interested parties also will be given reasonable opportunity during the hearing to present their views, orally or in writing, concerning the adoption of the regulations. Following the hearing, all written and oral comments submitted will be considered as the basis for making changes to the proposed new and amended regulations.

Azzie Young  
Secretary of Health  
and Environment

Doc. No. 011378

#### State of Kansas

### Board of Agriculture Division of Water Resources

#### Request for Engineering Services

In accordance with K.S.A. 75-5801 *et seq.*, it is the policy of the Division of Water Resources, Kansas State Board of Agriculture, to negotiate contracts for engineering services on the basis of demonstrated competence and qualifications for the type of professional services required at fair and reasonable fees. Selection criteria will consist of the following:

1. Size and professional qualifications of the firm.
2. Experience and training of the firm's staff in the measurements of rate and quantity of water pumped or removed from wells, lakes and streams, collection of data in conjunction with the use of water for irrigation, industrial, or municipal purposes with principal emphasis on irrigation use. Experience and training in hydrology and hydraulics, water flow measurements (primarily in closed conduits), knowledge of energy and consumption metering and familiarity with Kansas water rights will be a consideration.
3. Workload of the firm.
4. The firm's performance record.
5. Compliance with Kansas statutes. All firms must comply with the requirements set forth in K.S.A. 74-7001 *et seq.*

Engineering firms engaged in lawful practice of providing engineering services and interested in providing services for collecting water use data, to determine the extent that a water right is perfected (developed), are encouraged to submit by December 31 a statement of qualification and experience to: Division of Water Resources, Kansas State Board of Agriculture, 901 S. Kansas Ave., 2nd Floor, Topeka 66612-1283.

David L. Pope  
Chief Engineer-Director  
Division of Water Resources

Doc. No. 011380

## State of Kansas

Department of Health  
and EnvironmentNotice Concerning Kansas  
Water Pollution Control Permits

In accordance with state regulations 28-16-57 through 63, 28-18-1 through 4, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, tentative permits have been prepared for discharges to the waters of the United States and the state of Kansas for the applicants described below. The tentative determinations for permit content are based on preliminary staff review, applying the appropriate standards, regulations, and effluent limitations of the state of Kansas and the EPA, and when issued will result in a state water pollution control permit and national pollutant discharge elimination system authorization to discharge subject to certain effluent limitations and special conditions.

## Public Notice No. KS-AG-91-157/164

Name and Address of Applicant	Legal Description	Receiving Stream
Robert Area Route 1 Mayetta, KS 66509 Jackson County, Kansas	NW/4 Section 14, Township 8S, Range 15E	Kansas River Basin

Kansas Permit No. A-KSJA-B001

The feedlot has capacity for approximately 700 cattle and a contributing drainage area of approximately 5.3 acres. This is a new facility.

Runoff Control Facilities: Feedlot runoff is impounded for subsequent disposal upon agricultural land. Storage capabilities are provided in excess of 3.1 acre-feet (135,600 ft<sup>3</sup>).

## Compliance Schedule:

1) The water pollution control facilities described in Section A, Permit Limitations shall be in place and operational by May 1, 1992.

2) Wastewater irrigation equipment with at least 150 gpm pumping capacity and the ability to distribute dry manure to at least 102 acres shall be acquired by June 1, 1992. The dry manure application area may be owned, leased, or underwritten waste application agreement. The department shall be notified in writing of the acquisition of additional waste application land and equipment.

Name and Address of Applicant	Legal Description	Receiving Water
Danny R. Akin Route 2 Meriden, KS 66512 Jefferson County, Kansas	NE/4 Section 12, Township 9S, Range 16E	Kansas River Basin

Jefferson County, Kansas

Kansas Permit No. A-KSJF-S009

The proposed expanded facility will have the capacity for approximately 850 swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent disposal upon agricultural land. Storage capabilities will provide in excess of minimum requirements.

Compliance Schedule: Disposal equipment capable of dewatering the earthen retention to the level specified in Section A, Permit Limitations in 10 days shall be acquired and onsite prior to earthen retention structure reaching a level three feet below top of berm.

Name and Address of Applicant	Legal Description	Receiving Water
Flory Dairy Randy Flory Route 5, Box 156 Lawrence, KS 66044 Douglas County, Kansas	SW4 Section 14, Township 14S, Range 18E	Kansas River Basin

Kansas Permit No. A-KSDG-M002

The dairy has capacity for approximately 170 head of dairy cattle and a contributing drainage area of approximately 7.9 acres. This is an existing facility.

Runoff Control Facilities: Dairy runoff and parlor wastes are subsequent disposal upon agricultural land. Storage capabilities are provided in excess of 5.22 acre-feet.

## Compliance Schedule:

1) Construction of pollution controls shall commence in the spring of 1992 and shall be completed by July 1, 1992.

2) The wastewater irrigation system specified in Section A, Permit Limitations shall be acquired and operational by June 1, 1992.

## Name and Address of Applicant

Name and Address of Applicant	Legal Description	Receiving Water
Bruce Hartman Route 2 Hutchinson, KS 67505 Reno County, Kansas	NE/4 Section 36, Township 24S, Range 7W	Lower Arkansas River Basin

Kansas Permit No. A-ARRN-S013

The proposed facility will have capacity for approximately 700 swine. Wastewater Control Facilities: Wastewater will be impounded for subsequent disposal upon agricultural land. Storage capabilities will provide in excess of minimum requirements.

Compliance Schedule: None, existing controls adequate.

## Name and Address of Applicant

Name and Address of Applicant	Legal Description	Receiving Water
Brent A. Larkins Route 1, Box 155 Republic, KS 66964 Republic County, Kansas	NW/4 Section 2, Township 2S, Range 4W	Lower Republican River Basin

Kansas Permit No. A-LRRP-S021

The existing facility has the capacity for approximately 1,250 swine. Wastewater Control Facilities: Wastewater will be impounded for subsequent disposal upon agricultural land. Storage capabilities will provide in excess of minimum requirements.

## Compliance Schedule:

1) The pollution control plans for open lots shall be submitted to the department by April 1, 1992. The approved plans will become part of your pollution control permit and the controls shall be installed within three months of approval.

2) A livestock waste management plan for the facility shall be developed. The plans shall cover, but not be limited to, the following items: handling and disposal equipment for both solid and liquid wastes, land application practices used to protect against runoff and leaching, waste application rates based on crop nutrient utilization, and identification of adequate land areas for application of all wastes. The waste management plan shall be based on accepted principles, methodologies and data for waste characteristics and crop utilization. The plan shall be submitted to the department within six months following receipt of detailed requirements. The approved plan will become part of this permit.

## Name and Address of Applicant

Name and Address of Applicant	Legal Description	Receiving Water
Marion Reece OSI Jersey Farm Route 1, Box 119 Udall, KS 67146 Cowley County, Kansas	SW/4 Section 20, Township 30S, Range 3E	Walnut River Basin

Cowley County, Kansas

Kansas Permit No. A-WACL-M005

The proposed facility will have the capacity for approximately 50 head of dairy cattle.

Wastewater Control Facilities: Wastewater will be impounded for subsequent disposal upon agricultural land. Storage capabilities will provide in excess of minimum requirements.

Compliance Schedule: Dewatering equipment shall be obtained by May 1, 1992, through purchase or written rental agreement, with capacity to meet requirements as specified in Section A, Permit Limitations. The department shall be notified of the acquisition of the equipment.

**Name and Address  
of Applicant**

Raymond J. Schmitz  
Route 1, Box 63  
Baileyville, KS 66404

**Legal Description**

SW/4 Section 35,  
and SE/4 Section  
34, Township 1S,  
Range 11E

**Receiving Water**

Missouri River  
Basin

Nemaha County, Kansas

Kansas Permit No. A-MONM-S013

The proposed facility will have capacity for approximately 800 swine. Wastewater Control Facilities: Wastewater will be impounded for subsequent disposal upon agricultural land. Storage capabilities will provide in excess of minimum requirements.

Compliance Schedule: A livestock waste management plan for the facility shall be developed. The plan shall cover, but not be limited to, the following items: handling and disposal equipment for both solid and liquid wastes, land application practices used to protect against runoff and leaching, waste application rates based on crop nutrient utilization, and identification of adequate land areas for application of all wastes. The waste management plan shall be based on accepted principles, methodologies and data for waste characteristics and crop utilization. The plan shall be submitted to the department within six months following receipt of detailed requirements. The approved plan will become part of this permit.

**Name and Address  
of Applicant**

Wolf Bros.  
Bruce Wolf  
Route 1  
Longford, KS 67458

**Legal Description**

SE/4 Section 21,  
Township 10S,  
Range 1E

**Receiving Water**

Smoky Hill River  
Basin

Clay County, Kansas

Kansas Permit No. A-SHCY-S002

The existing facility has the capacity for approximately 200 swine. Wastewater Control Facilities: Wastewater will be impounded for subsequent disposal upon agricultural land. Storage capabilities will be provided in excess of minimum requirements.

Compliance Schedule: A livestock waste management plan for the facility shall be developed. The plan shall cover, but not be limited to, the following items: handling and disposal equipment for both solids and liquid wastes, land application practices used to protect against runoff and leaching, waste application rates based on crop nutrient utilization, and identification of adequate land areas for application of all wastes. The waste management plan shall be based on accepted principles, methodologies and data for waste characteristics and crop utilization. The plan shall be submitted to the department within six months following receipt of detailed requirements. The approved plan will become part of this permit.

**Public Notice No. KS-ND-91-14****Name and Address  
of Applicant**

Camp Hammond  
c/o YMCA of Topeka  
421 Van Buren  
Topeka, KS 66603

**Waterway**

Non-discharge

**Type of  
Discharge**

Non-discharge

Shawnee County, Kansas

Kansas Permit No. C-KS98-N001

Description of Facility: This is a one-cell non-discharging lagoon system. This facility is designed for the treatment of domestic waste.

**Public Notice No. KS-ND-91-224/226****Name and Address  
of Applicant**

Cullor, Inc.  
Quarry #2  
20th and Sidney  
Fort Scott, KS 66701

**Waterway**

Marmaton River  
via Dry Wood  
Creek via Buck  
Creek via  
unnamed tributary

**Type of  
Discharge**

Quarry Pit  
dewatering and  
uncontaminated  
stormwater  
runoff

Bourbon County, Kansas

Kansas Permit No. I-MC11-P006

Fed. Permit No. KS-0081655

Description of Facility: This is a limestone quarrying and crushing operation with no washing. This is an existing facility and the previous limitations are continued. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).

**Name and Address  
of Applicant**

Killough Quarries Inc.  
Harris Quarry  
P.O. Box 623  
Ottawa, KS 66067

**Waterway**

Marais des Cygnes  
River via north  
fork, Pottawatomie  
Creek

**Type of  
Discharge**

Quarry Pit  
dewatering

Anderson County, Kansas

Kansas Permit No. I-MC15-P001

Fed. Permit No. KS-0116017

Description of Facility: This is a limestone quarrying and crushing operation using portable equipment. There is no washing. This is a new (reactivated) facility. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f).

**Name and Address  
of Applicant**

City of Larned  
417 Broadway  
P.O. Box 70  
Larned, KS 67550

**Waterway**

Arkansas River

**Type of  
Discharge**

Secondary  
wastewater  
treatment facility

Pawnee County, Kansas

Kansas Permit No. M-UA25-0001

Fed. Permit No. KS-0055239

Description of Facility: This facility is designed for the treatment of domestic sewage. This is an existing facility. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and are technology based.

Written comments on the proposed determinations may be submitted to Bethel Spotts or Angela Buie (agricultural permits), Permit Clerk, Kansas Department of Health and Environment, Division of Environment, Bureau of Water, Forbes Field, Topeka 66620. All comments received prior to January 10 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate public notice number (KS-ND-91-14, KS-91-224/226, and KS-AG-91-157/164) and the name of applicant as listed when preparing comments.

If no objections are received, the Secretary of Health and Environment will issue the final determinations. If response to this notice indicates significant public interest, a public hearing may be held in conformance with state regulation 28-16-61. Media coordination (newspapers, radio) for publication and/or announcement of the public notice or public hearing is handled by the Kansas Department of Health and Environment.

The application, proposed permit, including proposed effluent limitations and special conditions, fact sheets as appropriate, comments received, and other information are on file and may be inspected at the Kansas Department of Health and Environment offices, Building 740, Forbes Field, Topeka, from 8 a.m. to 4:30 p.m. Monday through Friday. The documents are available upon request at the copying cost assessed

(continued)

by KDHE. Additional copies of this public notice also may be obtained at the Division of Environment.

Azzie Young  
Secretary of Health  
and Environment

Doc. No. 011385

(Published in the Kansas Register, December 12, 1991.)

**Notice of Call for Redemption  
Sewage Disposal System Revenue Bonds  
Series 1981, Dated March 1, 1981  
of the  
City of Ellis, Kansas**

Notice is hereby given that pursuant to the provisions of Section 3 of Ordinance No. 496 of the city of Ellis, Kansas, the above mentioned bonds numbered 24-40, inclusive, maturing on March 1, 1993, through March 1, 1996, in the denomination of \$5,000 each, bearing interest rates of  $9\frac{3}{4}$  percent and 10 percent, have been called for redemption and payment on March 1, 1992, at the offices of the Kansas State Treasurer, Landon State Office Building, 900 S. Jackson Street, Topeka, KS 66612.

On such redemption date, there shall become due and payable on each of the above mentioned bonds the redemption price thereof equal to 100 percent of the principal amount of each bond together with interest accrued to the redemption date (upon presentation and surrender of each such bond and all appurtenant coupons), plus a premium of  $2\frac{1}{2}$  percent of the principal amount of each bond (\$125 per \$5,000 bond). Interest shall cease to accrue on the bonds from and after March 1, 1992, and interest coupons maturing after March 1, 1992, shall be void. Please submit bonds to the paying agent two weeks prior to March 1, 1992, to allow adequate time for processing payments.

Under the provisions of the Interest and Dividend Tax Compliance Act of 1983, paying agents making payments of interest or principal on corporate securities or making payments of principal on municipal securities may be obligated to withhold a 20 percent tax from remittances to individuals who have failed to furnish the paying agent with a valid taxpayer identification number. Holders of the above described securities who wish to avoid the imposition of this tax should submit certified taxpayer identification numbers when presenting their securities for collection.

Dated November 29, 1991.

Mary Jo Walz  
City Clerk  
911 Washington St.  
P.O. Box 50  
Ellis, KS 67637

Doc. No. 011377

State of Kansas

State Banking Department

Permanent Administrative  
Regulations

**Article 11.—INVESTMENT SECURITIES**

**17-11-17. Real estate; records.** The amount of insurance thereon and the expiration of such insurance shall be shown. (a) From the date of acquisition, a bank shall have the following records for all real estate owned; the legal description, the cost of alterations, the book value and the amount of and expiration date of insurance thereon.

(b) In addition to the above requirements the bank shall have the following records for real estate obtained through foreclosure or debt settlement; the name of the original debtor, the total amount of indebtedness for which the real estate was acquired, the cost of acquisition, the assessed valuation, and the fair market value supported by an appraisal shall be shown from the date of acquisition. (Authorized by K.S.A. 9-1713; effective Jan. 1, 1966; amended May 1, 1978; amended Jan. 27, 1992.)

**17-11-18. Loans; records.** (a) Complete and current credit information, not older than twelve months, shall be shown upon the borrower for any loan in excess of \$15,000 unless this loan is adequately secured.

(b) An attorney's opinion, or a title insurance policy, shall be on file with the bank for each real estate loan in excess of \$15,000.

(1) At the time the loan proceeds are advanced, satisfactory evidence that taxes are not delinquent upon this real estate shall be on file with the bank for each loan in excess of \$15,000.

(2) If the value of the improvements on any real estate is necessary for adequate security, then an insurance policy covering these improvements against fire and windstorm shall be on file with the bank.

(3) The book and page of the county records shall be shown for each real estate mortgage, and the date and place of filing shall be shown for each chattel security agreement or financing statement. (Authorized by K.S.A. 9-1101; implementing K.S.A. 9-1104; effective Jan. 1, 1966; amended May 1, 1983; amended Jan. 27, 1992.)

**17-11-21. Appraisal.** An accurate appraisal of all real estate mortgaged securing debt in excess of \$15,000 to a bank or trust company shall be made by two officers or directors of the bank or trust company, or by an independent Kansas licensed appraiser who shall view the premises, make a written statement of value, sign and file the same with the bank or trust company. (Authorized by K.S.A. 9-1713; effective Jan. 1, 1966; amended May 1, 1978; amended Jan. 27, 1992.)

**Article 12.—TRANSACTIONS**

**17-12-1. Daily transactions.** Each transaction affecting the assets, liabilities, or fiduciary assets held by the bank or trust company must be shown in detail.



The books and records must be designed to allow the tracing of any transaction from its origin to its final entry. Books and records must be posted daily covering all transactions for the preceding day, except for the final entries which are made at some other regular stated interval. (Authorized by K.S.A. 1965 Supp. 9-1713; effective Jan. 1, 1966; amended Jan. 27, 1992.)

**17-12-2. Daily statement.** A summary of all transactions for the day showing the assets, liabilities and net worth of the bank or trust company shall be prepared and kept on file at the bank at the close of business each bookkeeping day. Additionally, a summary of all transactions relating to fiduciary assets shall be prepared and kept on file at the bank or trust company at least monthly. (Authorized by K.S.A. 9-1713; effective Jan. 1, 1966; amended May 1, 1978; amended Jan. 27, 1992.)

#### Article 14.—DEPOSIT OF PUBLIC FUNDS; REVENUE BOND APPROVAL

**17-14-1. Revenue bonds; approval.** The commissioner may approve, as security for the deposit of public funds pursuant to K.S.A. 9-1402, revenue bonds of any municipal corporation or quasi-municipal corporation, except for bonds issued under K.S.A. 12-1740 to 12-1749 and bonds secured by revenues of a utility which has been in operation for less than three years. Revenue bonds may be approved subject to the following conditions:

(a) Such bonds shall be issued pursuant to the laws of Kansas, and the commissioner shall be furnished a copy of the approving legal opinion of a recognized bond attorney.

(b) The rates, fees or charges fixed for the use of services rendered by a utility (as defined by K.S.A. 10-1201) shall be sufficient to:

(1) pay the cost of operation, improvement, and maintenance of the utility;

(2) provide an adequate depreciation fund; and

(3) pay the principal of and interest upon the bonds when due.

(c) Such bonds shall have a debt service coverage for the term of the issue of at least 140%, except that debt service may go as low as 125% in a future year or years, provided:

(1) There is a rate covenant in the ordinance stating that rates, fees and charges shall be raised if necessary to have at least 125% debt service coverage; or

(2) The issue has a rating of A or better in a nationally recognized rating publication.

(d) The municipality shall forward a certified statement of the annual audit required by K.S.A. 10-1208 to the State Bank Commissioner within thirty (30) days of completion, of the same.

(e) The auditor or certifying officer shall make a certified statement that they shall notify the State Bank Commissioner within thirty (30) days of the completion of the audit in any year the coverage of the annual debt service falls below 140% and shall explain what steps have been taken to correct the deficiency.

(f) The municipality shall submit a certified copy of

the minutes of the meeting of the local governing body that approved the authority to issue the bond resolution, and shall also submit a certified copy of the Bond Resolution. (Authorized by K.S.A. 9-1402, K.S.A. 1965 Supp. 9-1713; effective Jan. 1, 1966; effective Jan. 27, 1992.)

#### Article 15.—RECORDS

**17-15-1. Records; retention period.** Each bank or trust company shall retain the following records for the periods indicated:

TYPE OF RECORD	RETENTION RECORD
ADMINISTRATIVE	
Attachments and/or garnishments .....	2 years after close
NOTE: Legal documents and copies of returns and correspondence should be filed after case closed with general correspondence.	
Bank examiner's reports .....	5 years
NOTE: These are the property of the supervisory authorities, whose approval should be obtained prior to destruction.	
Charged-off asset records .....	Permanent
Court case records (foreclosed real estate, etc.) ..	2 years after close
Insurance records	
(a) Schedules of fire and other insurance, also records of premium payments and of amounts recovered. ....	3 years
(b) Casualty liability policies expired—P.L. & P.D., O.L. & T., etc. ....	2 years
(c) Windstorm, fire, theft, etc., policies expired	2 years
(d) Bankers Blanket Bonds .....	6 years
Minute books of meetings (stockholders, directors, committees, etc.) .....	Permanent
ACCOUNTING AND AUDITING	
Accrual and bond amortization records .....	1 year
Audit reports .....	3 years
Audit work papers .....	3 years
Bank Call Reports .....	5 years
Budget work sheets .....	Optional
Consolidated financial statements .....	5 years
Daily reserve computation .....	1 year
Difference record .....	2 years
Income and dividend report .....	5 years
Reconcilements of bank (due to) deposits .....	1 year
Reconcilements register (due from) .....	1 year
Reports to directors .....	5 years
Reports to executive committee .....	5 years
Securities vault "in and out" tickets .....	1 year
Tax records .....	7 years

NOTE: Copies of schedules and returns to taxing authorities for tax purposes, notices of assessment by taxing authorities and documentary proceedings in appeal therefrom.

CAPITAL	
Capital stock certificates, records of, or stubs of	Permanent
Capital stock ledger .....	Permanent
Dividend checks .....	5 years after paid
Dividend register .....	5 years after all checks are paid
Proxies .....	3 years
Receipts for stock certificates .....	Permanent
NOTE: Where bank secures a receipt it is recommended that it be affixed to stub of certificate book.	
CERTIFICATES OF DEPOSIT	
Certificates .....	5 years after paid
Ledger cards .....	2 years after close
Register .....	2 years

(continued)



## CHECKING ACCOUNTS—INDIVIDUALS AND FIRMS

## Account Analysis

Analysis work sheets or cards .....	1 year
Average balance cards .....	Optional
Interest computation records .....	Optional
Service charge records .....	Optional
Bookkeepers' daily lists of checks charged in total (short lists) .....	1 year
Check book orders .....	Optional
Checks paid (Microfilm copy-front and back) .....	5 years
Copies of advices of deposit .....	1 year
Daily report of overdrafts .....	Optional
Deposit tickets .....	5 years

NOTE: Return with statement after microfilm

Individual ledgers .....	5 years after last entry
Individual ledger journals .....	1 year
Partnership agreement and authority .....	5 years
Reports of accounts opened and closed .....	Optional
Resolutions .....	5 years after close
Signature cards .....	5 years after close
Statement mailing order .....	2 years after close
Statement stubs .....	

(a) If accounts are analyzed direct from statement stubs, the stubs should be retained in lieu of work sheets or cards .....

2 years

(b) If microfilm is used as a ledger record, the stubs should be retained .....

Optional

Statements—Microfilm copy .....

5 years

Stop payment orders .....

1 year

Undelivered statements and cancelled checks .....

5 years

## CHRISTMAS CLUB

Checks (cancelled) .....	1 year after paid
Check register .....	1 year
Coupons (deposit tickets) .....	1 year
Journal .....	Optional
Ledger cards or sheets .....	1 year
Pass books .....	Cancel by perforation and return to customer or take up book and destroy.
Signature cards .....	1 year
Trial balances .....	Optional
Withdrawal receipts .....	1 year

## COLLECTIONS

Collection receipts, carbons of .....	2 years
Collection register .....	2 years
Coupon cash letters, outgoing .....	1 year
Coupon envelopes .....	Optional
Customers' file copies .....	1 year
Department blotters .....	2 years
Incoming collection letters .....	1 year
Installment contract or note records .....	2 years after close

## COMMERCIAL LOANS

Collateral cards .....	Optional
Collateral receipts .....	5 years
Collateral register .....	5 years
Credit files (closed) .....	5 years
Daily reports .....	Optional
Debit and credit tickets .....	1 year
Journal .....	

(a) If the journal is a by product of posting the liability ledger .....

Optional

(b) If the journal is used as book of original entry, with descriptions .....

5 years

Liability ledger .....

5 years

Loan applications .....

5 years

Loan committee minutes .....

5 years

Margin cards .....

Optional

Note or discount register

(a) If the register is a by product of posting the liability ledger .....

Optional

(b) If the register is used as a book of original entry, with descriptions .....

5 years

Note and discount tickler .....	Optional
Receipts for coupons removed from collateral .....	5 years
Resolutions .....	5 years after close
Statement of borrower under federal regulations (Regulations U, W, Z, etc.) .....	5 years

## CONSUMER CREDIT

Borrowers' statements .....	5 years
Correspondence, general .....	3 years
Coupons, loan deposits .....	1 year
Coupons, loan payments .....	1 year
Credit applications (closed or rejected) .....	5 years
Credit folders containing applications, etc. ....	5 years after close
Disbursement vouchers, cash receipts .....	5 years after close
Loan deposit ledger cards .....	5 years after close
Loan ledger cards .....	5 years after close
Loans made journal .....	5 years
Loan paid journal .....	2 years
Note and Disclosure Statements .....	4 years from the date of transaction or 2 years from the date of final entry, whichever is later.

Note or discount tickler .....

Optional

Note register .....

2 years

Rebate receipts .....

1 year after close

Resolutions .....

5 years after close

Trial balances .....

Optional

## CUSTOMER SERVICE

Brokers' confirmations .....	2 years
Brokers' invoices .....	2 years
Brokers' statements .....	2 years
Night depository agreement .....	1 year after close
Night depository receipts .....	1 year after close
Safekeeping records and receipts .....	5 years after close
Securities buy and sell orders .....	2 years

## DUE FROM BANKS

Advices from correspondents .....	1 year
Bank statements .....	5 years
Drafts .....	5 years after paid
Draft register .....	5 years

NOTE: Affidavits, bonds of indemnity, and all pertinent information pertaining to issuance of duplicate checks .....

5 years after paid

Reconcilements register .....

1 year

## DUE TO BANKS

Copies of advices .....	1 year
Country bank ledger .....	5 years
Incoming cash letter memos for credit .....	1 year
Incoming cash letters for remittance .....	1 year
Proof sheets .....	1 year
Reconciliation verification .....	1 year
Reconciliation register .....	1 year
Reports of accounts, opened and closed .....	6 months
Resolutions .....	5 years after close
Signature cards .....	5 years after close
Trial balances .....	1 year
Undelivered statements and cancelled checks .....	5 years

## GENERAL

Applications for travelers checks .....	1 year
Central file cards .....	Optional
Change-of-address orders .....	Optional
Check book orders .....	Optional
Code books (not returned) .....	Destroy
General correspondence .....	3 years
Incoming mail envelopes .....	Optional
Paid bills, statements and invoices .....	5 years
Protest notices .....	1 year
Receipts for check books .....	Optional
Requisition for supplies .....	Optional
Stenographers notebooks and mechanical device records; extra copies of letters if other copies are retained .....	Optional

Telegram, cable and radiogram copies .....	3 years
Vault records, openings and closings .....	1 year
Wire transfer debit and credit entries .....	1 year

**GENERAL LEDGER**

Daily statement of condition .....	Permanent
General journal .....	

(a) If the journal is a byproduct of posting the general ledger .....

(b) If the journal is used as book of original entry, with descriptions .....	1 month
General ledger sheets .....	5 years
General ledger tickets (debits and credits) .....	Permanent
	5 years

**INTERNATIONAL DEPARTMENT**

Cable copies .....	5 years
Cable requisitions .....	5 years
Foreign collection register .....	5 years
Foreign draft applications .....	5 years
Foreign exchange remittance sheets or books .....	5 years after issue
Foreign mail transfer applications .....	5 years
Foreign mail transfer carbons .....	5 years
Letter of credit applications .....	5 years
Letter of credit ledger sheets .....	5 years
Travelers check applications .....	2 years
Travelers check register .....	2 years

**INVESTMENTS**

Bond ledger sheets .....	5 years
Brokers' confirmations .....	2 years
Brokers' invoices .....	2 years
Brokers' statements .....	3 years
Descriptive literature on securities disposed of .....	2 years

**OFFICIAL CHECKS AND DRAFTS**

Carbon copy official check register .....	1 month after paid
Cashier checks .....	5 years after paid
Certified checks or receipts .....	5 years after paid

NOTE: If not delivered or returned to depositor, photograph and destroy checks and then retain film.

Certified check register .....	5 years
Drafts (cancelled) .....	5 years after paid
Expense checks (cancelled) .....	3 years after paid
Expense vouchers or invoices .....	6 years
Money orders, bank or personal .....	5 years
Money order registers .....	2 years
Receipts for certified checks .....	5 years after date
Requisitions .....	

(a) If all information including name of purchase is recorded on register .....

(b) If no detail is transcribed on register .....

**PERSONNEL**

Attendance record .....	3 years
Records of employees:	
Application for employment, reference records, reports and certificates of examination, service records, efficiency tests and other similar data .....	6 years after termination
Application of those not employed .....	6 years
Salary ledger .....	3 years
Salary receipts .....	3 years

NOTE: Retain final receipt in personnel folder.

**PROOF, CLEARINGS AND TRANSIT**

Clearinghouse settlements sheets .....	3 months
Copies of advices of corrections .....	6 months
Department or tellers' proof sheets .....	6 months
Deposit proof sheets or tapes .....	1 year
Inclearings envelopes, proof sheets or tapes .....	1 year
Microfilm .....	2 years
Outclearings proof sheets or tapes .....	6 months
Outgoing cash letters, transit .....	6 months
Proof sheets, transit .....	6 months

**REAL ESTATE LOANS**

Journal (debits and credits) .....	2 years
Ledger cards .....	5 years
Loan credit files .....	5 years after close

Mortgage credits .....	1 year
Remittances .....	1 year
Tellers' blotter .....	2 years

**REGISTERED MAIL**

Marine insurance books .....	3 years
Registered mail (incoming) record .....	3 years
Registered mail (outgoing) record .....	3 years
Return receipt cards .....	3 years

**SAFE DEPOSIT VAULT**

Access tickets .....	2 years
Cancelled signature cards .....	2 years after close
Copies of rent receipts .....	2 years
Correspondence .....	2 years after close
Leases or contracts, close accounts .....	2 years after close
Ledger record of account .....	Optional

**SAVINGS ACCOUNTS**

Withdrawals .....	5 years
Deposits .....	5 years
Journal .....	1 year
Ledger cards or sheets .....	5 years after last entry

Window bookkeeping machine control tapes .....	1 year
Pass books .....	Destroy
Reports of accounts, opened and closed .....	Optional
Resolutions .....	5 years after close
Signature cards .....	5 years after close
Trial balances, nonautomated .....	Optional
Trial balances, automated .....	
(a) If statement or account history record retained .....	Optional
(b) If no alternative record .....	5 years
Withdrawal affidavits .....	3 years

**TELLERS**

Cash item record .....	1 year
Return item register .....	1 year
Tellers' cash books .....	Optional
Tellers' cash tickets, originals and carbon copies .....	1 month
Tellers' recapitalization .....	1 month
Tellers' machine tapes .....	1 month
Tellers' blotter, journal or proof .....	2 years
Tellers' exchange tickets .....	3 months

**TRUST DEPARTMENT RECORDS**

Advices of payment .....	
Securities department bond and coupon collections .....	1 year
Amortization schedules .....	Destroy when securities are disposed of
Buy and sell orders .....	1 year
Cancelled bonds and cancelled coupons .....	Return to issuing corporation or cremate, retaining receipt or cremation certificate until account is closed

Cash trial balances .....	6 months
Corporate trust ledger .....	7 years
Correspondence .....	

Corporate trust (bond issues) .....	3 years
Dividend .....	3 years
General .....	3 years
Irregular transfers .....	3 years
Cost cards, securities .....	5 years
Coupon collections records .....	18 months
Coupon envelopes .....	Optional
Daily statement of trust department .....	5 years
Dividend check tapes (adding machine) .....	Optional
Dividend record cards (closed) .....	5 years
Dividend and coupon ledger .....	Until closed
Dividend and interest disbursement checks .....	5 years
Dividend and interest disbursement list .....	Optional
Document files .....	Until closed
Fee cards .....	Until closed
Journal sheets, accounting division and stock transfer .....	5 years

(continued)

Ledger records: asset ledger, cash ledger, investment ledger, stock transfer ledger and mutual income foundation.	5 years after close
Listing for Form 1099	1 year after filing
Minute books, trust committee and trust investment committee	Permanent
Original trust entries (daily debits and credits and multiple forms)	2 years
Paid invoices: tradesman, professional (excluding attorney) and miscellaneous	3 years
NOTE: In probate accounts retain three years after expiration of time of appeal from order closing account	
Probate slips	Destroy original when account is closed. Destroy duplicate after circulation.
Registered mail report	3 years
Registration journals	Until closed
Rent collection, mortgage and land contract collection (file accountant's copy)	5 years
Signature files	Until closed
Stock transfer change-of-address authority	1 year
Stock transfer memos	1 year
Stock transfer receipts	3 years
Stockholders list	Optional
Supporting papers to transfers	10 years
NOTE: Except recorded instruments and agreement from banks—return to transferor.	
Surety bonds	10 years
Tax returns	
Ad valorem tax returns	5 years after filing
Estate tax returns	15 years after filing
Federal and state income tax returns	15 years after filing
Intangible tax returns	5 years after filing
Social security returns	5 years after filing
Tellers' daily blotter	18 months
Transfer instructions	5 years
Transfer journal tapes	2 years
Transfer tax waivers	Until closed
Trust checks	Until closed
Trust register	Until closed
Vouchers, probate trust	3 years after expiration of time of appeal from order closing account.

#### MINIMUM EDP RECORD RETENTION SCHEDULE

TYPES OF RECORDS	RETENTION PERIOD
CHECKING ACCOUNTS	
Trial balance	1 month
Conversion (initial entry) run	* 2 years (or 3 months)
Transaction journal	* 2 years (or 3 months)
Master file change	6 months
New and closed accounts	3 months
Unposted items	3 months
Zero balances	1 month
Large balance changes	1 month
Overdrafts	3 months
Stop payments	6 months
Service charges	1 month
Uncollected funds	1 month
Customer statement	5 years
SAVINGS ACCOUNTS	
Daily transactions journal	6 months
Daily transactions list of accounts active since last trial	1 week
Exception report	1 year
Closed accounts, control	6 months

Current active accounts	3 years
Annual statistical analysis	Optional
Interest report	6 months
1099 listing, summary	Optional
Opened and closed accounts	6 months
Trial balance	Optional (if statement or account history retained, otherwise 5 years)
Savings statement-microfilm	5 years

#### INSTALLMENT LOANS

Daily payment journal	2 years
Trial balance (if only complete history on borrower)	5 years
New loan report	2 years
Loan paid report	2 years
Past-due report	Optional

(Authorized by K.S.A. 9-1713; effective May 1, 1978; amended Jan. 27, 1992.)

### Article 16.—CHARTER APPLICATIONS

**17-16-1. Filing of application.** Each application for a certificate of authority shall be filed with the state bank commissioner. The application shall be filed by filing the original and thirteen copies thereof. Any supplemental application, and any other documentary matter submitted by the applicant pertaining to this application, shall be submitted only by filing with the state bank commissioner. (Authorized by K.S.A. 9-1713; effective, E-77-18, March 19, 1976; effective, E-78-12, April 27, 1977; effective May 1, 1978; amended Jan. 27, 1992.)

**17-16-2. Contents of application.** Each application for a certificate of authority shall contain the following:

(a) The name and address of the proposed bank or trust company.

(b) The names and addresses of the officers, organizers and incorporators of the proposed bank or trust company, along with a descriptive statement of the financial standing of each. The financial information shall be submitted to the Board and certified by the owners.

(c) A statement of the character, qualifications and experience of the proposed officers, directors and incorporators, including the number and type of any criminal convictions.

(d) A statement of fact by the applicant to support a finding of public need for the proposed bank or trust company in the community where it shall be located.

(e) A list of the names and addresses of every national bank, state bank, or trust company located within a radius of 25 miles of the site of the proposed bank. (Authorized by K.S.A. 9-1713; effective, E-77-18, March 19, 1976; effective, E-78-12, April 27, 1977; effective May 1, 1978; amended Jan. 27, 1992.)

**17-16-3. Presentation to board.** The application for a certificate of authority shall be presented to the board at its next regular meeting after the certificate is filed. The board shall consider all complete applications at its next regular meeting after the filing of such applications, provided the application was filed at least two weeks prior to the next scheduled meeting date. (Authorized by K.S.A. 9-1713; effective, E-77-18, March 19,

1976; effective, E-78-12, April 27, 1977; effective May 1, 1978; amended Jan. 27, 1992.)

**17-16-5. Hearing; notice.** (a) An investigating subcommittee shall conduct an investigation of the applicant, which shall include a hearing located in the city in which the bank or trust company is proposed to be located. Notice of said hearing shall be published by incorporators in the official newspaper in such community, or if there be no such official newspaper, in an official newspaper for the county in which such city is located. Said notice shall be published not less than ten or more than thirty days prior to the date of the local hearing, and proof of publication shall be supplied to state bank commissioner in Topeka.

(b) In addition, notice of the hearing shall be furnished by the applicant to the chief executive officer of any state, national bank, or trust company operating an office within a radius of twenty-five miles from the proposed site. A list of such persons notified and copies of U.S. Mail return receipts shall be filed with the state bank commissioner. (Authorized by K.S.A. 9-1713; effective, E-77-18, March 19, 1976; effective, E-78-12, April 27, 1977; effective May 1, 1978; amended Jan. 27, 1992.)

**17-16-6. Transcript of hearing.** The applicants of the proposed bank or trust company shall present at the hearing information deemed supportive of the criteria prescribed by the K.S.A. 9-1802. All proceedings of the hearing shall be recorded by a certified shorthand reporter, and all documentary matter submitted by the applicant or any other person at the hearing shall be marked as an exhibit to the transcript. (Authorized by K.S.A. 9-1713; effective, E-77-18, March 19, 1976; effective, E-78-12, April 27, 1977; effective May 1, 1978; amended Jan. 27, 1992.)

**17-16-8. Statements in support or opposition of an application.** (a) In the published notice concerning the investigating subcommittee hearing in the community where the proposed bank or trust company is to be located, and in the notice furnished to any interested party, there shall be a notice statement that any interested party may submit in writing a statement in support of or opposing the application. Any statement of support or opposition shall be filed in the office of the state bank commissioner not later than ten days after the completion of the local hearing conducted by the investigating subcommittee.

(b) The applicant shall be notified of the receipt of any statement, and, at the expense of the applicant, furnished a copy. The applicant shall be entitled to respond to any such statement, either in writing or by personal appearance before the full state banking board. All responses shall be written and submitted within ten days following the date the applicant furnished copies of the statement. Unless expressly waived by an applicant, the public hearing shall be deemed incomplete until those ten days for response have passed. (Authorized by K.S.A. 9-1713; effective, E-77-18, March 19, 1976; effective, E-78-12, April 27, 1977; effective May 1, 1978; amended Jan. 27, 1992.)

**17-16-9. Consideration of application by board.** A transcript including all written statements shall be prepared by the applicant and provided to all State Banking Board members within ten days following completion of the public hearing. State Banking Board action on the application shall occur at the next regular meeting occurring more than fourteen days after a transcript including all written statements is furnished to the State Banking Board members. (Authorized by K.S.A. 9-1713; effective, E-77-18, March 19, 1976; effective, E-78-12, April 27, 1977; effective May 1, 1978; amended Jan. 27, 1992.)

## Article 18.—OPEN-END INVESTMENT COMPANIES

**17-18-4. Limitation on investments.** (a) Any bank may purchase and hold shares in an open-end investment company without limitation, if the portfolio of the company consists wholly of investments in which the bank could invest directly without limitation pursuant to K.S.A. 9-1101(6) and amendments thereto. Shares of companies whose portfolios contain investments which are subject to the limits of K.S.A. 9-1101(6) and amendments thereto may only be held in an amount not in excess of 15% of capital stock and surplus.

(b) Any bank investing in shares of more than one open-end investment company shall also ensure that its pro rata holdings in any security subject to the 15% limitation are not in excess of that limitation by reason of being combined with the bank's pro rata holdings in that security held by all other open-end investment companies in which the bank has invested. (Authorized by K.S.A. 9-1713; implementing K.S.A. 1984 Supp. 9-1101; effective, T-85-32, Dec. 19, 1984; effective May 1, 1985; amended Jan. 27, 1992.)

## Article 20.—EMPLOYMENT

### 17-20-1. Employment; security background check.

(a) Each Deputy Commissioner, Special Assistant or other employee necessary to properly discharge the duties of the office shall submit to a security background check prior to being employed in such position.

(b) Upon the commencement of the interview process, every candidate shall be given written notice that a security background check is required.

(c) The security background check shall be limited to criminal history record information as provided by K.S.A. 22-4701 et seq. and amendments thereto.

(d) If the criminal history record information reveals convictions of crimes of dishonesty, such conviction(s) may be used to disqualify a candidate for any position within the Office of the State Bank Commissioner.

(e) If the criminal history record information is used to disqualify a candidate, the candidate shall be informed in writing of that decision.

(f) Upon determining whether to hire or disqualify a candidate, the candidate's criminal history record information report shall be destroyed. The candidate's personnel file shall only contain a statement that a security background check was performed and the date thereof. (Authorized by and implementing K.S.A. 75-3135; effective Jan. 27, 1992.)

Frank D. Dunnick  
State Bank Commissioner

# INDEX TO ADMINISTRATIVE REGULATIONS

This index lists in numerical order the new, amended and revoked administrative regulations and the volume and page number of the *Kansas Register* issue in which more information can be found. This cumulative index supplements the index found in the 1991 Supplement to the *Kansas Administrative Regulations*.

## AGENCY 1: DEPARTMENT OF ADMINISTRATION

Reg. No.	Action	Register
1-5-15	Amended	V. 10, p. 1688
1-5-27	Revoked	V. 10, p. 1688
1-5-28	Amended	V. 10, p. 1688
1-5-30	Amended	V. 10, p. 1689
1-6-29	Amended	V. 10, p. 1689
1-9-4	Amended	V. 10, p. 1690
1-9-5	Amended	V. 10, p. 1691
1-9-7a	Amended	V. 10, p. 382, 760
1-9-21	Amended	V. 10, p. 1692
1-16-18	Amended	V. 10, p. 1470, 1497
1-17-1	Amended	V. 10, p. 1471
1-17-2	Amended	V. 10, p. 1471
1-17-2a	Amended	V. 10, p. 1471
1-45-16	Amended	V. 10, p. 1692
1-49-1	Amended	V. 10, p. 1472

## AGENCY 4: BOARD OF AGRICULTURE

Reg. No.	Action	Register
4-3-47	Amended	V. 10, p. 1319
4-3-49	Amended	V. 10, p. 1319
4-7-2	Amended	V. 10, p. 1319
4-7-510	Amended	V. 10, p. 1319
4-7-513	Amended	V. 10, p. 1319
4-7-530	New	V. 10, p. 1319
4-7-531	New	V. 10, p. 1319
4-7-532	New	V. 10, p. 1319
4-7-533	New	V. 10, p. 1320
4-7-716	Amended	V. 10, p. 1320
4-7-717	Amended	V. 10, p. 1320
4-7-722	Amended	V. 10, p. 1320
4-8-14	Revoked	V. 10, p. 1320
4-8-14a	New	V. 10, p. 1320
4-8-30	Amended	V. 10, p. 1321
4-8-39	Amended	V. 10, p. 1321
4-8-40	Amended	V. 10, p. 1321
4-13-28	New	V. 10, p. 1321
4-33-1	Amended	V. 10, p. 1315, 1321
4-33-2	New	V. 10, p. 1315, 1321

## AGENCY 5: BOARD OF AGRICULTURE—DIVISION OF WATER RESOURCES

Reg. No.	Action	Register
5-23-3	Amended	V. 10, p. 1194
5-23-4a	New	V. 10, p. 1195
5-24-2	Amended	V. 10, p. 976
5-24-5	Amended	V. 10, p. 977

## AGENCY 7: SECRETARY OF STATE

Reg. No.	Action	Register
7-30-1	Amended	V. 10, p. 728
7-32-1	Amended	V. 10, p. 728
7-32-2	New	V. 10, p. 728

## AGENCY 9: ANIMAL HEALTH DEPARTMENT

Reg. No.	Action	Register
9-13-1 through 9-13-3	Revoked	V. 10, p. 1011
9-13-4	Revoked	V. 10, p. 257
9-18-1	Amended	V. 10, p. 1011
9-19-1	New	V. 10, p. 1011

## AGENCY 14: DEPARTMENT OF REVENUE—DIVISION OF ALCOHOLIC BEVERAGE CONTROL

Reg. No.	Action	Register
14-19-24	Amended	V. 10, p. 689
14-19-36	Amended	V. 10, p. 689
14-20-25	Amended	V. 10, p. 689
14-20-26	Amended	V. 10, p. 690
14-21-9	Amended	V. 10, p. 690
14-22-6	Amended	V. 10, p. 690
14-22-9	Amended	V. 10, p. 691
14-23-4	Amended	V. 10, p. 691

## AGENCY 23: DEPARTMENT OF WILDLIFE AND PARKS

Reg. No.	Action	Register
23-3-16	Revoked	V. 10, p. 916
23-8-24	Revoked	V. 10, p. 916
23-12-1	Revoked	V. 10, p. 916
23-12-8	Revoked	V. 10, p. 916
23-12-11	Revoked	V. 10, p. 917
23-21-1 through 23-21-14	Revoked	V. 10, p. 1441

## AGENCY 25: STATE GRAIN INSPECTION DEPARTMENT

Reg. No.	Action	Register
25-4-1	Amended	V. 10, p. 405

## AGENCY 26: DEPARTMENT ON AGING

Reg. No.	Action	Register
26-8-1 through 26-8-14	New	V. 10, p. 1285-1287

## AGENCY 28: DEPARTMENT OF HEALTH AND ENVIRONMENT

Reg. No.	Action	Register
28-4-405	Amended	V. 10, p. 257
28-4-530	New	V. 10, p. 1246
28-4-531	New	V. 10, p. 1246
28-17-6	Amended	V. 10, p. 1246
28-17-12	Amended	V. 10, p. 1246
28-19-61	Amended	V. 10, p. 1246
28-19-62	Amended	V. 10, p. 1250
28-19-76	New	V. 10, p. 1251
28-19-77	New	V. 10, p. 1252
28-19-78	New	V. 10, p. 1254
28-36-30	Amended	V. 10, p. 1655
28-39-77	Amended	V. 10, p. 1655
28-53-1 through 28-53-5	New	V. 10, p. 199
28-59-1 through 28-59-8	New	V. 10, p. 111-113

## AGENCY 30: SOCIAL AND REHABILITATION SERVICES

Reg. No.	Action	Register
30-2-16	Amended	V. 10, p. 1353
30-4-34	Amended	V. 10, p. 956
30-4-41	Amended	V. 10, p. 1648
30-4-63	Amended	V. 10, p. 1353
30-4-64	Amended	V. 10, p. 1355
30-4-90	Amended	V. 10, p. 1356
30-4-101	Amended	V. 10, p. 1357
30-4-111	Amended	V. 10, p. 341
30-4-112	Amended	V. 10, p. 1648
30-4-113	Amended	V. 10, p. 693
30-4-120	Amended	V. 10, p. 343
30-4-130	Amended	V. 10, p. 961
30-5-58	Amended	V. 10, p. 1358
30-5-70	Amended	V. 10, p. 1363
30-5-77	Amended	V. 10, p. 1291
30-5-78	New	V. 10, p. 1364
30-5-79	New	V. 10, p. 1364
30-5-81	Amended	V. 10, p. 699
30-5-86	Amended	V. 10, p. 699
30-5-88	Amended	V. 10, p. 700
30-5-92	Amended	V. 10, p. 344
30-5-94	Amended	V. 10, p. 345
30-5-95	Amended	V. 10, p. 346

30-5-101	Amended	V. 10, p. 1365
30-5-103	Amended	V. 10, p. 1365
30-5-104	Amended	V. 10, p. 701
30-5-110	Amended	V. 10, p. 1365
30-5-112	Amended	V. 10, p. 963
30-5-113	Amended	V. 10, p. 963
30-5-114	Amended	V. 10, p. 1365
30-5-115	Amended	V. 10, p. 963
30-5-116	Amended	V. 10, p. 1496, 1649
30-5-116a	Amended	V. 10, p. 1496, 1649
30-5-151	Amended	V. 10, p. 963
30-5-152	Amended	V. 10, p. 963
30-5-154	Amended	V. 10, p. 963
30-5-156	Amended	V. 10, p. 963
30-5-157	Amended	V. 10, p. 964
30-5-159	Amended	V. 10, p. 964
30-5-160	Amended	V. 10, p. 964
30-5-161	Amended	V. 10, p. 964
30-5-162	Amended	V. 10, p. 964
30-5-163	Amended	V. 10, p. 964
30-5-164	Amended	V. 10, p. 964
30-5-166	Amended	V. 10, p. 964
30-5-167	Amended	V. 10, p. 964
30-5-168	Amended	V. 10, p. 964
30-5-169	Amended	V. 10, p. 964
30-5-170	Amended	V. 10, p. 965
30-5-171	Amended	V. 10, p. 965
30-6-53	Amended	V. 10, p. 1366
30-6-65	Amended	V. 10, p. 1650
30-6-74	Revoked	V. 10, p. 1366
30-6-77	Amended	V. 10, p. 701
30-6-82	New	V. 10, p. 702
30-6-86	Amended	V. 10, p. 348
30-6-94	New	V. 10, p. 1651
30-6-103	Amended	V. 10, p. 1651
30-6-106	Amended	V. 10, p. 1651
30-6-107	Amended	V. 10, p. 705
30-6-111	Amended	V. 10, p. 351
30-6-112	Amended	V. 10, p. 1653
30-6-113	Amended	V. 10, p. 706
30-7-65	Amended	V. 10, p. 707
30-7-76	Amended	V. 10, p. 1654
30-7-77	Amended	V. 10, p. 1655
30-7-78	Amended	V. 10, p. 1655
30-10-1a	Amended	V. 10, p. 1369
30-10-7	Amended	V. 10, p. 354
30-10-11	Amended	V. 10, p. 1371
30-10-15a	Amended	V. 10, p. 708
30-10-15b	Amended	V. 10, p. 1372
30-10-16	Amended	V. 10, p. 709
30-10-17	Amended	V. 10, p. 1373
30-10-18	Amended	V. 10, p. 1374
30-10-19	Amended	V. 10, p. 1376
30-10-23a	Amended	V. 10, p. 1376
30-10-24	Amended	V. 10, p. 1377
30-10-25	Amended	V. 10, p. 1378
30-10-27	Amended	V. 10, p. 1379
30-10-29	Amended	V. 10, p. 1379
30-10-30	Revoked	V. 10, p. 355
30-10-200	Amended	V. 10, p. 1198
30-10-207	Amended	V. 10, p. 1200
30-10-208	Amended	V. 10, p. 1200
30-10-210 through 30-10-226	New	V. 10, p. 48-57
30-10-210	Amended	V. 10, p. 1202
30-10-211	Amended	V. 10, p. 1203
30-10-212	Amended	V. 10, p. 1204
30-10-213	Amended	V. 10, p. 1204
30-10-214	Amended	V. 10, p. 1230
30-10-215	Amended	V. 10, p. 1206
30-10-217	Amended	V. 10, p. 1206
30-10-218	Amended	V. 10, p. 1207
30-10-219	Amended	V. 10, p. 1207
30-10-220	Amended	V. 10, p. 1208
30-10-221	Amended	V. 10, p. 1208
30-10-226	Revoked	V. 10, p. 1209
30-22-1	Amended	V. 10, p. 1380
30-22-2	Amended	V. 10, p. 1380
30-22-5	Amended	V. 10, p. 1381
30-22-6	Amended	V. 10, p. 1381

30-22-11	through		
30-22-28	Revoked	V. 10, p. 1381	
30-41-1	Amended	V. 10, p. 710	
30-41-7a	Amended	V. 10, p. 711	
30-41-7i	New	V. 10, p. 711	
30-41-20	New	V. 10, p. 711	
30-46-13	Amended	V. 10, p. 1381	
30-46-14	Revoked	V. 10, p. 1381	
30-46-15	Amended	V. 10, p. 1381	
30-60-1	New	V. 10, p. 1381	
30-60-2	New	V. 10, p. 1381	
30-60-5	New	V. 10, p. 1382	
30-60-6	New	V. 10, p. 1382	
30-60-7	New	V. 10, p. 1383	
30-60-10	New	V. 10, p. 1383	
30-60-11	New	V. 10, p. 1383	
30-60-12	New	V. 10, p. 1384	
30-60-17	New	V. 10, p. 1384	
30-60-18	New	V. 10, p. 1384	
30-60-19	New	V. 10, p. 1384	
30-60-25	New	V. 10, p. 1385	
30-60-26	New	V. 10, p. 1385	
30-60-27	New	V. 10, p. 1385	
30-60-28	New	V. 10, p. 1386	
30-60-40	New	V. 10, p. 1386	
30-60-41	New	V. 10, p. 1386	
30-60-45	New	V. 10, p. 1386	
30-60-46	New	V. 10, p. 1386	
30-60-47	New	V. 10, p. 1386	
30-60-50	New	V. 10, p. 1387	
30-60-55	New	V. 10, p. 1387	
30-60-60	New	V. 10, p. 1388	
30-60-61	New	V. 10, p. 1389	
30-60-62	New	V. 10, p. 1389	
30-60-70	New	V. 10, p. 1389	
30-60-71	New	V. 10, p. 1390	
30-60-72	New	V. 10, p. 1390	
30-60-73	New	V. 10, p. 1390	
30-60-74	New	V. 10, p. 1390	
30-60-75	New	V. 10, p. 1390	
30-60-76	New	V. 10, p. 1390	
30-61-1	New	V. 10, p. 1391	
30-61-2	New	V. 10, p. 1391	
30-61-5	New	V. 10, p. 1391	
30-61-6	New	V. 10, p. 1391	
30-61-10	New	V. 10, p. 1391	
30-61-15	New	V. 10, p. 1391	
30-61-16	New	V. 10, p. 1392	

#### AGENCY 36: DEPARTMENT OF TRANSPORTATION

Reg. No.	Action	Register
36-1-1	Amended	V. 10, p. 88
36-1-28	through	
36-1-34	New	V. 10, p. 88-91

#### AGENCY 40: KANSAS INSURANCE DEPARTMENT

Reg. No.	Action	Register
40-1-28	Amended	V. 10, p. 1582
40-1-38	New	V. 10, p. 1693
40-2-15	Amended	V. 10, p. 1693
40-2-20	New	V. 10, p. 259, 383
40-2-21	New	V. 10, p. 1583
40-3-22	Amended	V. 10, p. 1693
40-3-46	New	V. 10, p. 381
40-3-47	New	V. 10, p. 381
40-3-48	New	V. 10, p. 1584
40-4-37	Amended	V. 10, p. 1695

#### AGENCY 44: DEPARTMENT OF CORRECTIONS

Reg. No.	Action	Register
44-6-106	Amended	V. 10, p. 1195
44-6-108	Amended	V. 10, p. 1195
44-6-114c	Amended	V. 10, p. 1196
44-6-120	Amended	V. 10, p. 1196
44-6-124	Amended	V. 10, p. 1196
44-6-126	Amended	V. 10, p. 1197
44-6-133	Amended	V. 10, p. 1197
44-6-134	Amended	V. 10, p. 1197
44-6-135	Amended	V. 10, p. 1197
44-6-142	Amended	V. 10, p. 1198

#### AGENCY 60: BOARD OF NURSING

Reg. No.	Action	Register
60-3-105	Amended	V. 10, p. 1040
60-3-106	Amended	V. 10, p. 1040
60-8-101	Amended	V. 10, p. 496
60-9-101	Revoked	V. 10, p. 1040
60-9-102	Revoked	V. 10, p. 1040
60-9-103	Revoked	V. 10, p. 1041
60-9-105	New	V. 10, p. 1041
60-9-106	New	V. 10, p. 1041
60-9-109	New	V. 10, p. 1041
60-11-103	Amended	V. 10, p. 1041
60-11-110	Revoked	V. 10, p. 1042
60-11-111	Revoked	V. 10, p. 1042
60-11-112	New	V. 10, p. 1042
60-11-113	New	V. 10, p. 1042, 1497
60-11-116	New	V. 10, p. 1042
60-11-117	New	V. 10, p. 1042
60-11-118	New	V. 10, p. 1042
60-11-119	New	V. 10, p. 1043
60-12-101	Revoked	V. 10, p. 1043
60-12-102	Revoked	V. 10, p. 1043
60-12-103	Revoked	V. 10, p. 1043
60-12-105	New	V. 10, p. 1043
60-12-106	New	V. 10, p. 1043
60-12-109	New	V. 10, p. 1043
60-13-101	Amended	V. 10, p. 496
60-13-105	Revoked	V. 10, p. 1044
60-13-106	Revoked	V. 10, p. 1044
60-13-107	Revoked	V. 10, p. 1044
60-13-108	Revoked	V. 10, p. 1044
60-13-110	New	V. 10, p. 1044
60-13-111	New	V. 10, p. 1044
60-13-112	New	V. 10, p. 1044
60-13-115	New	V. 10, p. 1044
60-15-101	Amended	V. 10, p. 1045
60-15-102	Amended	V. 10, p. 1045
60-15-103	Amended	V. 10, p. 1046
60-15-104	Amended	V. 10, p. 1046

#### AGENCY 63: BOARD OF MORTUARY ARTS

Reg. No.	Action	Register
63-1-1	Amended	V. 10, p. 1698
63-1-3	Amended	V. 10, p. 1698
63-1-12	Amended	V. 10, p. 1699
63-3-11	Amended	V. 10, p. 1700
63-3-17	Amended	V. 10, p. 1700
63-3-19	Amended	V. 10, p. 1700
63-3-20	Amended	V. 10, p. 1701
63-4-1	Amended	V. 10, p. 1701
63-6-1	Amended	V. 10, p. 1701

#### AGENCY 67: BOARD OF HEARING AID EXAMINERS

Reg. No.	Action	Register
67-3-4	New	V. 10, p. 887

#### AGENCY 68: BOARD OF PHARMACY

Reg. No.	Action	Register
68-7-10	Amended	V. 10, p. 1082
68-9-1	Amended	V. 10, p. 1083
68-11-1	Amended	V. 10, p. 216
68-20-15a	Amended	V. 10, p. 1084
68-20-18	Amended	V. 10, p. 1084
68-20-19	Amended	V. 10, p. 1085

#### AGENCY 74: BOARD OF ACCOUNTANCY

Reg. No.	Action	Register
74-2-7	Amended	V. 10, p. 840
74-4-6	Amended	V. 10, p. 841
74-5-2	Amended	V. 10, p. 841
74-5-403	Amended	V. 10, p. 842

#### AGENCY 75: CONSUMER CREDIT COMMISSIONER

Reg. No.	Action	Register
75-6-26	Amended	V. 10, p. 1353

#### AGENCY 81: OFFICE OF THE SECURITIES COMMISSIONER

Reg. No.	Action	Register
81-2-1	Amended	V. 10, p. 1242
81-3-1	Amended	V. 10, p. 1242
81-3-2	Amended	V. 10, p. 1244
81-4-1	Amended	V. 10, p. 1245, 1316
81-4-2	New	V. 10, p. 172
81-4-3	New	V. 10, p. 1440

81-5-8	Amended	V. 10, p. 1245
81-5-9	New	V. 10, p. 1440
81-6-1	Amended	V. 10, p. 173

#### AGENCY 82: STATE CORPORATION COMMISSION

Reg. No.	Action	Register
82-3-101	Amended	V. 10, p. 887
82-3-307	Amended	V. 10, p. 976
82-3-600	Amended	V. 10, p. 890
82-3-600b	New	V. 10, p. 890
82-3-601	Revoked	V. 10, p. 891
82-3-601a	New	V. 10, p. 891
82-3-601b	New	V. 10, p. 891
82-3-602	Amended	V. 10, p. 891
82-3-605	New	V. 10, p. 892
82-4-1	Amended	V. 10, p. 1121
82-4-2	Amended	V. 10, p. 1121
82-4-3	Amended	V. 10, p. 1122
82-4-6a	Amended	V. 10, p. 1122
82-4-6b	Revoked	V. 10, p. 1122
82-4-6d	Amended	V. 10, p. 1122
82-4-19a	Revoked	V. 10, p. 1123
82-4-20	Amended	V. 10, p. 1123
82-4-27	Amended	V. 10, p. 1123
82-4-27a	Amended	V. 10, p. 1124
82-4-27c	Amended	V. 10, p. 1124

#### AGENCY 86: REAL ESTATE COMMISSION

Reg. No.	Action	Register
86-1-4	Amended	V. 10, p. 1466
86-1-5	Amended	V. 10, p. 531
86-1-11	Amended	V. 10, p. 1466
86-3-10	Amended	V. 10, p. 1467
86-3-21	Amended	V. 10, p. 1467

#### AGENCY 88: BOARD OF REGENTS

Reg. No.	Action	Register
88-2-1	Amended	V. 10, p. 1467
88-2-2	Amended	V. 10, p. 1467
88-2-3	Amended	V. 10, p. 1467
88-2-4	Amended	V. 10, p. 1468
88-3-1	Amended	V. 10, p. 1468
88-3-2	Amended	V. 10, p. 1508
88-3-3	Amended	V. 10, p. 1469
88-3-5	Amended	V. 10, p. 1469
88-3-8	Amended	V. 10, p. 1469
88-3-9	Amended	V. 10, p. 1469
88-3-10	Amended	V. 10, p. 1469
88-3-11	Amended	V. 10, p. 1469
88-3-12	Amended	V. 10, p. 1470

#### AGENCY 91: DEPARTMENT OF EDUCATION

Reg. No.	Action	Register
91-1-68	Revoked	V. 10, p. 1046
91-1-68a	New	V. 10, p. 1046
91-1-68b	New	V. 10, p. 1047
91-1-68c	New	V. 10, p. 1048
91-1-68d	New	V. 10, p. 1049
91-1-69	Revoked	V. 10, p. 1050
91-1-101b	Amended	V. 10, p. 1050
91-1-112a	Amended	V. 10, p. 1051
91-1-150	Amended	V. 10, p. 1051
91-10-1	Revoked	V. 10, p. 1051
91-10-1a	New	V. 10, p. 1052
91-12-22	Amended	V. 10, p. 1052
91-12-25	Amended	V. 10, p. 1055
91-12-51	Amended	V. 10, p. 1056
91-12-73	Amended	V. 10, p. 1056
91-31-7	Amended	V. 10, p. 686

91-35-1	through	
91-35-4	New	V. 10, p. 909, 910
91-37-1	through	
91-37-4	New	V. 10, p. 910, 911

#### AGENCY 92: DEPARTMENT OF REVENUE

Reg. No.	Action	Register
92-55-2a	New	V. 10, p. 531, 587

#### AGENCY 99: BOARD OF AGRICULTURE—DIVISION OF WEIGHTS AND MEASURES

Reg. No.	Action	Register
99-8-8	Amended	V. 10, p. 1322
99-8-9	Amended	V. 10, p. 1322

(continued)

99-25-1	Amended	V. 10, p. 1322
99-25-2	Amended	V. 10, p. 1322
99-25-3	Amended	V. 10, p. 1322
99-30-2	Amended	V. 10, p. 1322
99-30-3	Amended	V. 10, p. 1323
99-30-4	Amended	V. 10, p. 1323
99-30-5	Amended	V. 10, p. 1323
99-30-6	Amended	V. 10, p. 1323
99-31-3	Amended	V. 10, p. 1323
99-31-4	Amended	V. 10, p. 1323
99-32-1		
through		
99-32-6	Revoked	V. 10, p. 1323

**AGENCY 100: BOARD OF HEALING ARTS**

Reg. No.	Action	Register
100-10a-4	Amended	V. 10, p. 653
100-11-1	Amended	V. 10, p. 653

**AGENCY 111: THE KANSAS LOTTERY**

Reg. No.	Action	Register
111-1-2	Amended	V. 7, p. 1190
111-1-5	Amended	V. 8, p. 586
111-2-1	Amended	V. 7, p. 1995
111-2-2	Amended	V. 9, p. 1675
111-2-2a	Revoked	V. 9, p. 1675
111-2-6	New	V. 8, p. 134
111-2-7	Revoked	V. 10, p. 1210
111-2-13	Revoked	V. 10, p. 881
111-2-14	New	V. 9, p. 30
111-2-15	Revoked	V. 10, p. 881
111-2-16	Revoked	V. 10, p. 1210
111-2-17	Revoked	V. 10, p. 1210
111-2-18	New	V. 10, p. 881
111-2-19	New	V. 10, p. 882
111-3-1	Amended	V. 10, p. 1210
111-3-9	Amended	V. 8, p. 1085
111-3-10		
through		
111-3-31	New	V. 7, p. 201-206
111-3-11	Amended	V. 8, p. 299
111-3-12	Amended	V. 10, p. 12
111-3-13	Amended	V. 10, p. 1014
111-3-14	Amended	V. 10, p. 12
111-3-16	Amended	V. 9, p. 1566
111-3-19		
through		
111-3-22	Amended	V. 9, p. 30
111-3-20	Amended	V. 10, p. 1211
111-3-21	Amended	V. 10, p. 882
111-3-22	Amended	V. 10, p. 882
111-3-23	Revoked	V. 10, p. 883
111-3-25	Amended	V. 10, p. 883
111-3-27	Amended	V. 10, p. 883
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111-3-32	Amended	V. 10, p. 883
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111-4-6	Amended	V. 7, p. 1434
111-4-7	Amended	V. 7, p. 1945
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